

# Chargers, Wolverines run at Slayton

Mt. Lake Area-Comfrey and Westbrook-Walnut Grove/Red Rock Central both took part in the Dick Davidson Invitational, held Thursday at Slayton.

MLAC's boys finished fifth in the meet with 44½ points. WWG/RRC was eighth with 22 points. Southwest Christian/Edgerton won the team title with 138½ points.

For the girls, WWG/RRC finished fourth with 48½ points. MLAC was sixth with 42.2 points. SWCE won the team title with 170-1/3 points.

MLAC's boys were led by a first-place performance in the 4x100 relay. The team of Ben Nachreiner, Jordan Toll, Eli Samuelson and Sam Paulson won with a time of 48.80. The team of Ethan Klassen, Toll, Samuelson and Paulson placed second in the 4x200 relay (1:39.97).

Paulson placed third in the 100 dash (12.54). Samuel-

son was third in the 200 dash (24.47). Ryan Blomgren was third in the 800 (2:16.55) and fourth in the 1,600 (5:05.45).

MLAC's girls were led by Tiegan Meyer, who won the high jump (4-6). Michala Morin tied for second in the high jump (4-4). Kate Janzen tied for second in the pole vault (7-0). Saige Wall was second in the shot put (30-4). Riley Schroeder was third in the 3,200 (14:57.00).

WWG/RRC's girls were led by Liz Strock, who finished second in the 200 dash (29.61). Kennedy Vold tied for second in the pole vault (7-0). Kelsey DeSmith tied for second in the high jump (4-4) and finished fourth in the 100 (14.36). Vanessa Kedl tied for second in the high jump (4-4). Hunter Bloch placed fourth in the 200 (30.88) and pole vault (6-6). WWG/RRC's team of Kedl, Bloch, Camryn Bunting and Strock placed second in the 4x200 relay

(1:59.25).

WWG/RRC's boys were led by Dalton Pliotter, who finished second in the 1,600 (5:00.65) and third in the 3,200 (11:02.98). Gabe Krick added a third-place finish in the pole vault (9-0).

Both the Wolverines and Chargers will return to Slayton Thursday for the Red Rock Conference Meet.



**KIM BLOMGREN** 5/15 mlac track 5  
**RYAN BLOMGREN leads a pack down the straightaway during the 1,600-meter run.**

7. BBartsch 12:54.61. 110 HH: 7. Eklassen 19.40. 4x100 relay: 1. MLAC 48.80. 4x200 relay: 2. MLAC 1:39.97. 4x400 relay: 6. MLAC 4:11.24. 4x800 relay: 5. MLAC 10:13.99. Pole vault: 8t. Eklassen 7-6. 8t. SKlassen 7-6. Triple jump: 5. SPaulson 37-7. J.Toll 36-3½.

**WWG/RRC Results:** 100 dash: 5. GKrick 12.79. 1,600 run: 2. DPliotter 5:00.65. 3,200 run: 3. DPliotter 11:02.98. 4x100 relay: 6. WWG/RRC 52.07. 4x200 relay: 8. WWG/RRC 1:46.96. Pole vault: 3. GKrick 9-0.



**KIM BLOMGREN** 5/15 mlac track 2  
**BILEIGH ANACKER hands the baton to Haily Green during the 4x200 relay at Thursday's meet in Slayton. The Wolverine girls placed fifth in the race and finished sixth in the team standings.**

## official proceedings of COTTONWOOD COUNTY

OFFICIAL PUBLICATION  
April 16, 2019  
Cottonwood County  
Board of Commissioners  
Regular Meeting

The Board of Commissioners met at the Cottonwood County Courthouse in Windom, MN. Present for all or portions of the meeting were: Commissioners Tom Appel, Donna Gravley, Kevin Stevens, Norm Holmen, Larry Anderson; County Coordinator Kelly Thongvivong, County Attorney Nick Anderson, Auditor/Treasurer Jan Johnson, Kathy Marsh, Jim Schmidt, Paul Johnson, David Bucklin, Hannah Herzfeld, Nick Klisch, Kyle Pillatzki, Alex Schultz, Rom Schramel, Jackie Anderson, Brad Odegar, Laura Sandmeyer, Gale Bondhus and Rahn Larson.

**Routine Items**—approved by unanimous roll call or regular vote: to approve the agenda as amended; to approve the minutes of the April 2, 2019 regular meeting; to approve April warrants in the

amount of \$184,678.42 and broken down as follows: County Revenue Fund—\$62,250.67, Long Term Capital Outlay—\$2,952.69, Ditch Fund—\$24.35, County Revenue Fund—\$1,075.68, Road and Bridge Fund—\$110,851.12, Waste Abatement/SCORE Fund—\$2,608.32, Landfill Enterprise—\$4,915.59; adjournment.

**Personnel Items**—approved by unanimous roll call or regular vote: to accept the retirement resignation from Jean Gode, part-time Appraiser, effective July 5, 2019, with appropriate payout of benefits; to move Mark Schenk, Building Operations Manager, to permanent full-time status effective April 17, 2019; to move Aimee Kruse-Sayavong, Deputy Recorder, to permanent full-time status effective April 23, 2019; to move Jeremy Curry, HEO, to permanent full-time status effective April 26, 2019; to approve three seasonal hires at the Public Works Department—Adam

Farag, Danielle Ambrose, and Robin Crosby, pending successful completion of all hiring requirements; to hire Dan Kelly as part-time Landfill Scale Operator at a wage of \$15.58 per hour, pending successful completion of all hiring requirements; to hire Lonn Engler as full-time Heavy Equipment Operator at a wage of \$18.04 per hour, pending successful completion of all hiring requirements; to declare that the County offices were officially closed on April 11, 2019, due to the inclement weather conditions and in accordance with County Policy No. 420; to pay a per diem to Commissioner Anderson to attend the Plum Creek meeting on April 17, 2019; to pay a per diem to Commissioner Holmen to attend the Wellhead Protection Plan Amendment public information meeting on May 6, 2019.

**Additional Action Items**—approved by unanimous roll call or regular vote: to approve contracting for

architectural services with I & S Group for the window replacement grant; to purchase three AED's as well as a cabinet and additional pads from heartsmart.com in the amount of \$2,960.00; to allow Emergency Management Director to sign the mutual aid agreement with U.S. Fish and Wildlife Service; to approve the Minnesota Wetland Conservation Act Notice of Application for Mark Evers; to allow the Public Works Department to advertise for mowing/baling the Schoper-Bush County Park; to accept the bid from Duinink Brothers, Inc. in the amount of \$1,257,830.33 for the CSAH 5/10 mill and overlay project; to allow the Public Works Department to spec a Tandem Plow Truck for 2020 and authorize the sale of unit L18 Kenworth hook truck and roll-off dumpsters; to approve the Conditional Use Permit request from Beecks Gravel and Excavating, Inc. to open a gravel pit in Westbrook Town-

ship, Section 34, with conditions; to recess as the County Board and to convene as the Ditch Authority; to accept the petition for the redetermination of JD10 and appoint ditch viewers: William Moldestad, Tom Peterson, and Shawn Wohnoutka; to adjourn as the Ditch Authority and to reconvene as the County Board; to honor the City of Mountain Lake's request for Cottonwood County to decline an abatement of taxes on the housing development project property on 10th Street; to approve resolution 19-04-16: Resolution of Cottonwood County, Minnesota, Approving and Authorizing an Advance Agreement with Minnesota Rural Water Finance Authority and the Water Commission of Red Rock Rural Water System and Authorizing Participation in Joint Powers Authority; to exercise the 30 day opt out clause in the existing contract (July 1, 2017 to June 30, 2019) for discontinuing the Sentence to Service program

with the State of Minnesota in Cottonwood County; to accept the concrete bid from Negen Construction in the amount of \$61,792.95 for the Courthouse parking lot; to close the meeting as permitted by Minnesota Statute 13D.05 Subd. 3(b) to discuss the following litigation: Runnings Supply, Inc. vs. Cottonwood County at 12:15 p.m.; to open the meeting at 12:22 p.m.; to hire an attorney and hire an appraiser, if necessary, in regards to the litigation of Runnings Supply, Inc. vs. Cottonwood County; to pay a per diem of \$75.00 and mileage of \$166.38 to Jim Schmidt for attending the Minnesota Historical Society's workshop on grant writing.

S/Jan Johnson,  
Auditor/Treasurer  
S/Norman Holmen,  
Board Chair  
S/Kelly Thongvivong,  
County Coordinator

## PUBLIC NOTICES

STATE OF MINNESOTA  
COUNTY OF  
COTTONWOOD  
DISTRICT COURT  
FIFTH  
JUDICIAL DISTRICT  
Court File No.: 17-PR-19-185  
In Re: Estate of  
**HARRY JACOB  
PANKRATZ  
Decedent.**  
**NOTICE OF INFORMAL  
APPOINTMENT OF PERSONAL  
REPRESENTATIVE  
AND NOTICE TO CREDITORS**

Notice is given that an Application for Informal Appointment of Personal Representative was filed with the Registrar. The Registrar accepted the application and appointed Ruth Ann Pankratz whose address is 4209 S. West Avenue #1, Sioux Falls, SD 57105 to serve as the personal representative of the decedent's estate.

Any heir or other interested person may be entitled to appointment as personal representative or may object to the appointment of the personal representative. Any objection to the appointment of the personal representative must be filed with the Court, and any properly filed objection will be heard by the Court after notice is provided to interested persons of the date of hearing on the objection.

Unless objections are filed, and unless the Court orders otherwise, the personal representative has full power to administer the estate, including, after thirty (30) days from the issuance of letters of general administration, the power to sell, encumber, lease, or distribute any interest in real estate owned by the decedent.

Notice is further given that, subject to Minn. Stat. § 524.3-801, all creditors having claims against the decedent's estate are required to present the claims to the personal representative or to the Court within four (4) months after the date of this notice or the claims will be barred.

Dated: May 1, 2019  
/S/Sharon L. Tellinghuisen  
Registrar  
Dated: \_\_\_\_\_

Scott M. Kelly  
Court Administrator  
**The Ford Law Office,  
L.L.C.**  
Hannon T. Ford  
MN#0308304  
332 Tenth Street  
Windom, MN 56101  
Telephone: 507-831-4400  
Facsimile: 507-831-4700  
E-mail: ford@mnplans.com  
(323—May 8, 15, 2019)

ORDINANCE NO. 177,  
2ND SERIES  
AN ORDINANCE OF THE  
CITY OF WINDOM,  
MINNESOTA,  
AMENDING CITY CODE  
CHAPTER 90  
THE CITY COUNCIL OF  
THE CITY OF WINDOM  
ORDAINS:

WHEREAS, the City Council adopted Ordinance No. 118, 2nd Series on March 19, 2002, (effective date April 1, 2002) which Ordinance added "Chapter 13 Public Nuisance" to the City Code for the City of Windom; and

WHEREAS, thereafter the City Council adopted ordinances to modify the provisions of the public nuisance ordinance including Ordinance No. 130, 2nd Series (April 2008); Ordinance No. 138, 2nd Series (October 2012) which codified the City Code and renumbered the public nuisance ordinance as Chapter 90; Ordinance No. 143, 2nd Series (August 2013); and Ordinance No. 151, 2nd Series (October 2015); and

WHEREAS, there are two new additions to Chapter 90 which the Planning Commission has recommended to the City Council; and

WHEREAS, it is in the best interests of the citizens of Windom that Chapter 90 be amended as set forth herein.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WINDOM, MINNESOTA, ORDAINS:

THE CITY CODE OF THE CITY OF WINDOM IS HEREBY AMENDED BY ADDING THE FOLLOWING SUBSECTIONS IN SECTION 90.07 "ABATEMENT PROCEDURE" AND RE-LETTERING ONE SUBSECTION:

**NUISANCES;  
HEALTH AND SAFETY  
§ 90.07 ABATEMENT PROCEDURE.**

(G) *Length of Time Complaint Remains Open.* If a signed written complaint form is received and an inspection reveals that there are valid public nuisance violations on the property referred to in the complaint form, that complaint shall remain open for the period of four (4) months from the date that the violations are remedied and the property comes into compliance with City Code. During that period, the City will make periodic inspections and take follow-up action as required without the need for the submission of another signed written complaint form.

(H) *Habitual Offenders.* There are properties for which the City may receive more than one complaint per year or may receive complaints in consecutive years. The City will follow the procedures as set forth in Section 90.07. However, at the City's sole and exclusive discretion, criminal misdemeanor charges may also be filed and other judicial remedies may be pursued as allowed by law.

The existing subsection of (G) "Violation a misdemeanor" will be re-lettered to (I).

**THE CITY COUNCIL OF THE CITY OF WINDOM, MINNESOTA, FURTHER ORDAINS:**

**This ordinance, or an approved Title and Summary of this ordinance, shall be published in the COTTONWOOD COUNTY CITIZEN and this ordinance shall be effective immediately upon publication.**

ADOPTED AND PASSED by the City Council of the City of Windom, Minnesota, this 7th day of May, 2019.

Dominic Jones, Mayor  
ATTEST:  
Steven Nasby,  
City Administrator  
1st Reading: April 16, 2019  
2nd Reading: May 7, 2019  
Adoption: May 7, 2019  
Published: May 15, 2019  
(325—May 15, 2019)

Notice of Application for Livestock Feedlot Permit  
Notice is hereby given per Minnesota R. 7020.2000, subpart 5, that Schwartz Farms, Inc. will be applying to the Minnesota Pollution Control Agency for a permit to expand an existing feedlot by constructing a new barn adjoining the existing facilities with the capacity of 500 animal units or more.

The proposed new feedlot will be adjoining the existing facilities located in the Southeast Quarter of the Southwest Quarter Section 1, Midway Township, Cottonwood County, Minnesota. The proposed new facility will consist of 936 head (374.4 animal units) of breeding swine, 1700 head of developing swine weighing between 55-300 pounds (510 animal units), and 700 head of nursery swine weighing less than 55 pounds (35 animal units) for a total expansion of 3,336 head of swine (994.6 animal units).

The existing facilities include a barn 71' x 384', 2 barns each 61' by 373', a barn 152' x 266' a barn 163' x 337', all with below barn engineered concrete manure storage pits. The existing was previously registered for 4,900 breeding swine, or a total of 1,960 animal units.

The proposed new barn will consist of a 163'10" x 280' barn holding a total of 3,336 head a swine ranging from less than 55 pounds to greater than 300 pounds for a total of 994.6 animal units. The barn will have a 10' below-barn reinforced concrete pits that are the length of the barn. When completed the total number of animal units at the site will be 2,954.6 Animal Units.

If you have any questions, please call Mark Miller at Schwartz Farms (507) 794-5779  
Sincerely,  
Schwartz Farms, Inc.  
32296 190th St  
Sleepy Eye, MN 56085  
(326—May 15, 2019)

**RED ROCK RURAL  
WATER SYSTEM**

**JEFFERS, MINNESOTA  
2019 WATER TOWER  
MAINTENANCE  
ADVERTISEMENT  
FOR BIDS**

Sealed Bids for the construction of the 2019 Water Tower Maintenance Contract will be received by Red Rock Rural Water System, at the office of the Red Rock Rural Water System, until 11:00 A.M. local time on June 6, 2019, at which time the Bids received will be publicly opened and read. The Contract consists of surface preparation and painting of three elevated water storage tanks and miscellaneous appurtenant work.

Bids will be received for a single prime Contract. Bids shall be on a lump sum and unit price basis.

The Issuing Office for the Bidding Documents is: DGR Engineering, 1302 S. Union Street, Rock Rapids, IA 51246, Patrick Deering, PE, 712-472-2531, patrick.deering@dgr.com. Prospective Bidders may examine the Bidding Documents at the Issuing Office on Mondays through Fridays between the hours of 8:00 A.M. – 5:00 P.M., and may obtain copies of the Bidding Documents from the Issuing Office as described below.

Bidding Documents also may be examined at Sioux Falls Builders Exchange, 1418 North C. Avenue, Sioux Falls, SD 57104; online at www.questcdn.com; the office of Red Rock Rural Water System, 305 West White St., P.O. Box 160, Jeffers, MN 56145, on Mondays through Fridays between the hours of 8:00 A.M. – 5:00 P.M.

Bidding Documents may be viewed and ordered online by registering with the Issuing Office at www.questcdn.com. Following registration, you may download the digital plan documents for \$20.00 by inputting Quest project #6087978 on the website's Project Search page Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with the digital project information. The cost

of printed Bidding Documents from the Issuing Office is \$75.00. Cost of Bidding Documents plus shipping and handling is non-refundable. Upon Issuing Office's receipt of payment, printed Bidding Documents will be sent via the prospective Bidder's delivery method of choice; the shipping charge will depend on the shipping method chosen. The date that the Bidding Documents are transmitted by the Issuing Office will be considered the Bidder's date of receipt of the Bidding Documents. Partial sets of the Bidding Documents will not be available from the Issuing Office.

A pre-bid conference will not be held.

Bid security shall be furnished in accordance with the Instructions to Bidders.

**Section 746 of Title VII of the Consolidated Appropriations Act of 2017 (Division A – Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2017) and subsequent statutes mandating domestic preference applies an American Iron and Steel requirement to this project. All listed iron and steel products used in this project must be produced in the United States. The term "iron and steel products" means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete, and construction materials. The deminimis and minor components waiver apply to this contract.**

Owner: Red Rock Rural Water System  
By: Gary Schimbeno  
Title: Chairman  
Date: May 15, 2019  
(327—May 15, 22, 2019)