

PUBLIC NOTICES

PUBLIC NOTICE WATERVILLE CITY COUNCIL

REGULAR MEETING
April 2, 2019, 5:00 p.m.

There was a regular meeting of the Waterville City Council held in Council Chambers at 5:00 p.m. on April 2, 2019. Present: McIntyre, Grobe, Smith, Wollin and Mayor Schmidtke. Absent: None; Also Present: Administrator/Clerk Teresa Hill, City Attorney Jason Moran, Jason Femrite of Bolton & Menk (arrived 5:02 p.m.) Also Absent: None

1. Call to Order / Roll Call/Pledge of Allegiance. Mayor Schmidtke called the meeting to order noting that all Council was present. Also present Administrator/Clerk Teresa Hill, City Attorney Jason Moran and City Engineer Jason Femrite of Bolton & Menk (arrived 5:02 p.m.).

Absent: None

2. Approval of Agenda/Additional Items to Agenda. Motion by McIntyre, seconded by Grobe to approve the agenda with moving items 7F and 7J to the beginning of item 7 new business. Unanimous vote. Motion carried

3. Consent Agenda - These items are considered to be routine and will be approved by one motion. There will be no separate discussion of these items unless a Council member or citizen so requests, in which event, the item will be removed from the Consent Agenda and placed elsewhere on the agenda.

A. Approval of Minutes - February 19, 2019, February 26, 2019, March 5, 2019

B. Approval of Disbursements: 1. Payroll Check Numbers (005342-005379) \$35,403.43; 2. Computer Generated Check Numbers (033711-033783) \$189,120.01; 3. Electronic Fund Transfers (1147E-1162E) \$22,663.70; 4. Overtime Payroll Checks (033784-033788) \$1,554.09; 4. Total Disbursements \$248,741.23

C. Impress Cash Fund - \$48.90

D. Letters of Resignation: 1. Ben Deitner effective March 15, 2019; 2. Victoria Anderson effective April 1, 2019

E. Hire Recommendation Potential Unlimited Cleaning Staff.

Motion by McIntyre, seconded by Smith to approve the Consent Agenda items A-E as written. Unanimous vote. Motion carried.

4. Written Petitions, Request etc.

A. Zoning Classification Change - David Cummiskey. Motion by Wollin, seconded by Smith to go with Planning and Zoning's recommendation and allow the zoning classification change. Unanimous vote. Motion carried.

B. Solar Garden Waterville Township Conditional use Request. Motion by McIntyre, seconded by Smith to send a letter to the County Planning and Zoning and the County Commissioners stating our disapproval of the solar gardens being put in that part of the County property. Unanimous vote. Motion carried.

5. Unfinished Business.

A. Jan Wilmes Water and Sewer Refund Request. Motion by Smith, seconded by McIntyre to deny the claim to abate the base rate service charges proposed by Jan Wilmes. Unanimous vote. Motion carried.

B. Seasonal Parking and Snow Emergency Parking. Council discussion regarding the seasonal parking and snow emergency parking. Mr. Hiller and Chief Manning were present at the meeting to discuss the seasonal parking. Council's consensus was to leave the seasonal parking and snow emergency parking as is.

6. Citizen Time (Comments, Information from those present).

A. Ellen Morris, her husband and her own Denny's Bar, 118 3rd Street South. Ms. Morris said they have been very patient with the building next door to them. It is an eyesore to their property. They have spent money to fix their place up because they have been in their business over 42 years and they want to put it up for sale. For the last two years they haven't been able to because of the eyesore. It is actually dangerous, sure you have a parking lot but you have to walk out in the street to get to our place. It has hurt our business because a lot of people say we just thought you were doing repairs. A lot of people that come in to town that are not familiar with everything, some of the seasonal people they didn't realize we were even open. They thought our building was getting worked on. It has hurt our business. It has been about a three year thing because we had the fire with all the garbage and then

we had mice in there and then from there this. It has been hard to try to put our place up for sale. We want to get an agent but they can't even take a full picture of our place. We are getting to the point where we would like to retire. We want something to be done so that we can try to sell it. We have been very patient. It has been over a year. There is something different that could have been done. She realizes that the bricks are coming down, but they are not going to fall into the street. Mayor Schmidtke said it took us some time to get the building purchased through all the legal stuff. We are working on that and we had a meeting an hour ago about things that are going on there. Ms. Hill said we have someone looking at it and we also are looking at what needs to be done to secure it, so that we can remove that front portion. Also the building inspector is going to come in and inspect it. The individual that we had look at it originally needed access to the roof and could not get access because of all the snow. Ms. Morris said we just can't have it in the summer. She would prefer before Bullhead Days. She said last year it hurt their business and it is dangerous. Mr. Moran said he wonders if there is a way to get that scaffolding out of there and maybe send somebody up and do an emergency tuck point. Ms. Morris said she thought when they were going to do something you could secure it on top. Ms. Hill said Mr. Murphy will take a look at it to see how we can secure that or if it can just be removed so we don't have that issue. Ms. Morris said we would appreciate it, it is an eyesore. Mr. Smith said this has been in the forefront for all of us, it is not something we are not doing something about, and it is an ongoing process. Ms. Morris said it just seems like everything takes years. We had our place up for sale and then we had to take it off the market because nobody would even look at it with that. Mr. Smith said we want it gone as bad as she does. Discussion regarding the vehicles in the back. Mayor Schmidtke requested Chief Manning to take a look at the vehicles.

B. Mr. Todd Dorn, with his cousins Kelly Nelson and Sandy Nietz are here on behalf of our Aunt Vicki Gleason that passed away. His cousin Troy Drews talked to Teresa to reach out to the City to find out if there are needs or projects or things that would be happening at the City where as a memorial to our Aunt if we could contribute something. She was an advocate of the City of Waterville. She supported the City, the Lakes Association, and the kids in school doing sports and things like that. She lived right next to the public beach. One of the projects that was mentioned to us that there may be some projects that are there and we have funds that we would like to present to the City to donate to the City. He has checks that are made out to the City of Waterville from various family and friends. The checks total \$7,077.00. One of the projects they talked about maybe at the beach was a pavilion or a picnic shelter maybe. He knows she would see people come to that beach and they were right next door and there really isn't a place for people to gather and do things there. That is one thing that we would definitely support and hopefully the funds will help start that or get something like that. Maybe a swing too. She loved the beach and she loved being on the lake, it would mean a lot to our family if that was somehow continued and honored. We want to present this money to the City to further a project that would do that. One other thing the family has talked about, he doesn't know if there is a name for that park, maybe an honor it could be named in honor of Bob and Vicki Gleason or some kind of plaque memorializing them with that would be nice. This is just some of the thoughts the family had. Mayor Schmidtke said he was looking at a pavilion on the State Trail and he can't remember it was right around that amount of money so that will fit really well and definitely we can get a plaque made with Vicki and Bob that they donated this to the City. Mr. Dorn said in life they were together, he knows it was just Vicki that just died but he thinks if we had them both listed on the memorial he thinks they would like that. Ms. Hill said Mr. Dorn can present the memorial and at the next meeting there will be a formal resolution accepting that so that each person will be listed with their dollar amount and they can use that for tax purposes also. Ms. Val Vail said that Ms. Hill and she have talked about this and she has talked to their cousin about this also. Ms. Vail said it has been in their long

range plan as part of the Park system to have a pavilion down there and it would be an honor to do that for Vicki and Bob. With that money we will work with you guys, she would have loved it. Mr. Wollin said and putting a plaque or something with their name. Ms. Vail said hopefully in our long range plans we can do some plants or shrubbery around it and she has already gotten someone from a group that said they would maintain that as an honor to them. Ms. Vail said she thinks we can put a wonderful package that she would be very proud of. It will be an honor to work with them on that. Mr. Hiller said that when he would go do work there he would have to sit with her for at least two minutes and we would always sit by the bench that is closest to the house and one day she said my name is going to be on this bench here someday. Mayor Schmidtke said thank you all very much we really appreciate it.

C. Joseph Kabes, 214 Reed Street advised Council he is probably the oldest member of this town, he was born in 1927 and lived right across from the Police Station. Mr. Kabes discussed his life history and memories of Waterville. Mr. Kabes discussed his wife's family's history of military service. Mr. Kabes is trying to sell his house and is in the process of selling items and having an auction. Mr. Kabes said he is trying to clean up his place and would like to keep it clean. He had stuff he was going to sell and the last time he was fined \$33.00. Mr. Kabes said to leave him alone with the stuff that he has got there. He is going to have an auction sale within the next two or three weeks and he will do the best he can to get rid of it. Mr. Moran said that the property is looking pretty rough, so do what you can to clean it up. Mayor Schmidtke said we have an ordinance and you can't have all that stuff around your house. Mr. Kabes said give him ten days and he will move everything out on the farm. Mr. Kabes said a lot of places need cleaning, there is one north of him worse than what his ever looked like.

7. New Business

7F. Property Donation - John Bently. Motion by Smith, seconded by McIntyre to table this until next month and in the meantime we get someone in there to investigate our options as to whether it is feasible to the City or not and that we keep in contact with Mr. Bently. Unanimous vote. Motion carried.

7J. 2019 Street Improvements. Motion by McIntyre, seconded by Smith to go out for bids or quotes for the 2019 street improvements for seal coating, crack filling and dust coating. Unanimous vote. Motion carried.

8. Public Hearings (6:00 p.m.)

Ordinance 51.125.1-2019 "Sewer Rates" Proposed Ordinance. Mayor Schmidtke advised that the public hearing is now open for comment regarding the sewer rate proposed ordinance. No one addressed Council. Motion by Smith, seconded by McIntyre to close the public hearing on the new sewer rates and approve the 2nd reading of the same. Unanimous vote. Motion carried. Motion by McIntyre seconded by Wollin to adopt Ordinance 51.125.1-2019 "Sewer Rates" Proposed Ordinance. Unanimous vote. Motion carried.

B. Highway 13 Phase 1 Assessment Hearing. Motion by McIntyre, seconded by Smith to close the public hearing on Highway 13 Phase 1 Assessment Hearing. Unanimous vote. Motion carried.

C. Resolution 2019R-018 Adopting Assessment Roll for Highway 13 (Phase 1) water and sewer improvements. Motion by Smith, seconded by McIntyre to adopt Resolution 2019 R-018 adopting Assessment Roll for Highway 13 (Phase 1) Water and Sewer improvements. Unanimous vote. Motion carried.

D. Resolution 2019R-019 Awarding Bid for Highway 13 (Phase 1) Water and Sewer improvements. Motion by Wollin, seconded by McIntyre to adopt Resolution 2019R-019 Awarding Bid for Highway 13 (Phase 1) Water and Sewer improvements. Unanimous vote. Motion carried.

E. Highway 13 Phase 2 Revised Public Hearing on Improvements. Mr. Femrite said this public hearing is regarding Phase 2 of the Highway 13 project. During the discussion of the last public hearing we talked about just serving 10 parcels that are on the west side of Phase 1 and what the assessments for sewer and water would look like for just serving these ten parcels. It would bring it up to the Elaine Sheehy property. Mr. Femrite re-

calculated the assessment rolls based on bringing sewer and water up to the Sheehy property. That is included in the packet. The first exhibit is the preliminary assessment roll of Phase 2 revised. There would be ten assessable units for water the assessment would be approximately \$16,000 and for sanitary sewer \$14,000 which is drastically different than the first one that we looked at. Mr. Femrite said he sent this to Ms. Hill and Ms. Hill asked what about if we look at just the sanitary sewer, so he drafted another preliminary assessment roll with just sanitary sewer only. The estimated sanitary sewer assessment if we were just to do those ten sewer services would be approximately \$18,000. Mayor Schmidtke opened the public hearing. Ronald Morris, Mr. Gene Morris, Don Wetzel, Glen Kelm, Leann Wessbecker, and Randy Wessbecker addressed Council. Council discussion regarding Phase 2. Discussion held regarding the assessment formula. Discussion held regarding the cost of the project. Discussion held regarding development in the City. Discussion regarding the financial component of projects. Discussion regarding the non-availability of grants. Motion by Wollin, seconded by Grobe that we discontinue discussion on Highway 13 Phase 2. Unanimous vote. Motion carried.

CONTINUATION OF 7. New Business

A. 2019 Liquor License Approvals. On Sale: 1. Denny's Bar; 2. Hoy Enterprises LLC, DBA Bullheads Bar and Grill; 3. William Partick Conlin LLC, DBA Corner Bar; 4. William Patrick Conlin LLC, DEB Waterville Event Center; 5. Elmolino III, LLC

Sunday Liquor: 1. Denny's Bar; 2. Hoy Enterprises LLC, DBA Bullheads Bar and Grill; 3. William Partick Conlin LLC, DBA Corner Bar; 4. William Patrick Conlin LLC, DBA Waterville Event Center; 5. Elmolino III, LLC

Off-Sale: 1. Denny's Bar; 2. J & L Bottles; 3. Catch of The Day Liquors Inc.; 4. William Partick Conlin LLC, DBA Corner Bar

3.2 On Sale: 1. Hoot Lanes Seasonal Café License; 1. Hoy Enterprises LLC, DBA Bullheads Bar and Grill; 2. William Partick Conlin LLC, DBA Corner Bar; 3. William Patrick Conlin LLC, DEB Waterville Event Center

Motion by McIntyre, seconded by Smith to approve the 2019 Liquor Licenses. Unanimous vote. Motion carried.

B. Street Closure Request for Memorial Day - Donald Novack. Motion by McIntyre, seconded by Wollin to approve the street closure request for Memorial Day. Unanimous vote. Motion carried.

C. Waterville Area Festival Organization Contribution Request. Motion by McIntyre, seconded by Smith to approve the Waterville Area Festival Organization Contribution request in the amount of \$5,000. Unanimous vote. Motion carried.

D. Resolution 2019R-014 Granting Excluded Raffle to Waterville Area Festival Organization. Motion by Smith, seconded by Wollin to adopt Resolution 2019R-014 granting excluded raffle to the Waterville Area Festival Organization. Unanimous vote. Motion carried.

E. Bullhead Days and Hot Summer Nights Event Requests. Motion by Smith, seconded by Wollin to approve the Bullhead Days and Hot Summer Nights Event requests. Unanimous vote. Motion carried.

F. Property Donation Offer - John Bently - moved to beginning of 7 New Business.

G. Resolution 2019R-015 Accepting Donation Bolton & Menk. Motion by McIntyre, seconded by Smith to adopt Resolution 2019R-015 accepting the donation of Bolton & Menk for the purchase of land for a new Fire Hall. Unanimous vote. Motion carried.

H. Resolution 2019R-016 Accepting Larry Meskan Memorial Donation. Motion by Wollin, seconded by Smith to adopt Resolution 2019 R-016 accepting Larry Meskan Memorial Donation. Unanimous vote. Motion carried.

I. Personnel Committee Recommendations

1. Public Works Level 3 - Motion by Schmidtke, seconded by McIntyre to approve a 50 cent per hour increase for the public works level 3 retroactive to January 1, 2019. Unanimous vote. Motion carried.

2. Part-Time Police Officer. Motion by Smith, seconded by McIntyre to approve the wage increase for the part-time Police Officers. Unanimous vote. Motion carried.

3. Deputy Clerk Job Description. Motion by McIntyre,

seconded by Smith to approve the Deputy Clerk job description. Unanimous vote. Motion carried.

J. 2019 Street Improvements - moved to beginning of 7 New Business.

K. Ordinance 150.24 Establishing a Moratorium on the Construction and Development of Solar and Wind Gardens. Motion by Smith, seconded by Wollin to accept the 1st reading of Ordinance 150.24 Establishing a Moratorium on the construction and development of Solar and Wind Gardens. Unanimous vote. Motion carried. Motion by McIntyre, seconded by Wollin to set a public hearing on Ordinance 150.24 Establishing a Moratorium on the Construction and Development of Solar and Wind Gardens on May 7, 2019 at 6:00 p.m. Unanimous vote. Motion carried.

L. Resolution 2019R-017 Authorizing \$440,000 Lease Purchase Financing of Equipment and Entering into a Lease-Purchase Agreement. Motion by McIntyre, seconded by Schmidtke to adopt Resolution 2019R-017 authorizing \$440,000 lease purchase financing of equipment and entering into a Lease-Purchase Agreement. Unanimous vote. Motion carried.

9. Engineer's Report - No report.

10. Attorney's Report - Mr. Moran said continuing our discussion on solar gardens and picking up where Ms. Grobe and he were talking earlier is there a way that we can regulate solar gardens even further. Mr. Moran said there is to make sure that this doesn't happen again. The City has what is called a two mile jurisdiction ordinance for Planning and Zoning purposes. It basically means you can take a compass and draw two miles around the City limits and anything between the City limits and the end of that two mile part the City can to some extent have some zoning controls over that. There is a way that we can exert more control that what we currently have and we should do that. With the number of solar gardens that are popping up we really need to take a look at that two mile buffer zone around the City. Under Minnesota Statute it basically calls for a joint planning board to be formed. The joint planning board is very similar to your planning and zoning commission except on that board there would be a certain number of representatives from the City and a certain number of representatives from the County. Those numbers would be equal.

Let's say the joint planning board has six members, you have three from the City and three from the County and then what that does is that allows us to have more control over that two mile period. The joint planning board takes in zoning applications, variance applications, conditional use applications, anything to do with zoning controls that board would basically decide. It would be based off of a majority vote just as your planning and zoning commission does. It is time that we start to look at doing something a little different than what we have because it is getting to the point where you are almost locked in terms of development to the north with the lakes and as you had mentioned earlier getting infrastructure out there. There is not going to be a whole lot of growth on the north part of Waterville. The south part you have some similar situations but now you have got that solar garden to the east of you, there is not going to be a whole lot of growth out that way. If you start getting solar gardens here to the west and the southwest you are getting to the point where you have got an issue. What this joint planning board does is it allows the City to exert some control around that two miles. Mr. Moran said he thinks we need to do that, he thinks it would be fairly easy to set up. With Council's permission he would like to do that. Mr. Smith asked if this would be for all permits within that area. Mr. Moran said yes, all permits, any applications for zoning change, feed lots, chemical plants, virtually anything that has to do with zoning in that two mile buffer the board would take a look at. It is very important on conditional use permits and variances. The County doesn't have a whole lot of zoning controls. When it comes to lakeshore they do, but with just general planning and zoning, they have more than they use to have, but it is really not enough to protect you. Ms. Grobe said request would have to go to the County first and the County would have to notify the City. Mr. Moran said that is the way it is right now. If there is a joint planning board it goes right to that board. The County is pretty much taken out of it, it goes right to that joint

planning board. That joint planning board makes the decision and if somebody isn't happy with it then what they have to do is take it to court. That joint planning board is basically like your planning and zoning commission except it covers just that two miles. Mr. Wollin said the County would have to want that as well. Mr. Moran said since we have a two mile ordinance we can pretty much demand that this be set up. Mr. Smith asked if the members of this board would be separate and independent or can they be the same as our current planning and zoning? Mr. Moran said they would have to be different. The Mayor would appoint. He would recommend a six member board three from the City and three from the County. Discussion on whether we should also do the same thing with Rice County and Waseca County. Mayor Schmidtke asked if anybody within that two mile radius if they want to put up a storage shed they would have to come to that board? Mr. Moran said if it would be above and beyond what the County would allow then they would. For instance if they would need a variance or a conditional use permit. Ms. Hill said currently if there is a subdivision within that two mile radius the person who is doing the application does the application with the County and then they look at the City so they are actually doing a dual application basically because the County has to look at it and we have to look at it and it has to fit both needs before they can actually do their development or their plat. Mr. Smith said this would streamline that process for them. Ms. Hill said that has always been an area of a lot of confusion as to who has say so and how does this happen. How does it all mesh? This board would look at that instead of going between the City and the County. Mr. Moran will do more research on this matter.

11. Administrator's Report. No report.

12. Council Discussion.

A. Ms. Grobe asked if they have set a spot to haul brush to, have they decided? Ms. Hill said she talked to Officer Spicer the other night on that. We can have a site set up. We are looking at sending out a notice on April 15th bills but only allowing for a two week time span to have them brought down there. It would be from April 15th to the end of the month. Then we would dispose of them. The disposal cost of that is reimbursable. We wanted to make sure that we clarified that it is property owners that is coming there. They questioned as to whether or not it is still tornado damage and she said drive around and you can see that it is still here from the tornado. They didn't have an issue knowing that a lot of the big root balls and stuff had not been cleaned up yet. We are looking at a short period of time for people to get it done and taken to the site. Ms. Grobe said if she has somebody come and haul them out of there they can put it there and she can haul other brush that is on her property down there? Ms. Hill said we have not talked about the brush, we addressed the stumps first. Ms. Grobe said she still has one pile of brush sitting at her driveway that was there that never got picked up from the end when they were going to pick it up. That has been sitting there all winter. Ms. Hill said that she would visit with Officer Spicer with that a little bit more. But if that is acceptable for Council we will go ahead and set those dates up and get it established. Council was agreeable to setting up the dates.

B. Mr. Smith said he just wants to commend everyone once again for everybody coming together really well during the flooding with sandbagging issues and all the crews that we had come in and helped out and donations that we had. Thank you. Mayor Schmidtke said good job again.

C. Mayor Schmidtke said that an award was given to our wastewater treatment facility. Congratulations to our wastewater treatment employees.

13. Adjourn. Motion by McIntyre, Seconded by Smith to adjourn. Unanimous vote. Motion carried. Meeting adjourned at 7:10 p.m.

*Alen Schmidtke, Mayor
Teresa Hill,
Administrator/Clerk
Published Without Formal
Council Approval*

The full text of this summary is available for public inspection at City Hall. A full version of the Council meeting minutes is available on the City's website. Audio of the Council meeting is available on the City's website cityofwaterville.com.

(Published in the Waterville Lake Region Life, Thursday, April 18, 2019; No. W539-4-18)

PUBLIC NOTICE
STATE OF MINNESOTA
COUNTY OF LE SUEUR
PROBATE COURT
FIRST JUDICIAL DISTRICT
Probate Court Division
Court File No. 40-PR-19-127
In Re: Estate of
WAYNE C. ROEMHILDT
Deceased
ORDER AND NOTICE OF
HEARING FOR FORMAL
PROBATE OF WILL AND AP-
POINTMENT OF PERSONAL
REPRESENTATIVE
IN UNSUPERVISED
ADMINISTRATION AND
NOTICE TO CREDITORS

**TO ALL INTERESTED PER-
SONS:**

It is Ordered and Notice is hereby given that on the 23rd day of May, 2019, at 9:00 a.m., a hearing will be held in the above named Court at Le Center, Minnesota, for the formal probate of an instrument purporting to be the will of the above named decedent, dated May 17, 1993, and for the appointment of Shirley A. Roemhildt, whose address is 412 1st St. N., Elysian, MN 56028, as personal representative of the estate of the above named decedent in an unsupervised administration, and that any objections thereto must be filed with the Court. That, if proper, and no objections are filed, a personal representative will be appointed to administer the estate, to collect all assets, pay all legal debts, claims, taxes and expenses, and sell real and personal property, and do all necessary acts for the estate. Upon completion of the administration, the representative shall file a final account for the allowance and shall distribute the estate to the persons thereunto entitled as ordered by the Court, and close the estate.

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

Dated: April 2, 2019
/s/ Thomas G. McCarthy
Judge of District Court
Joanne M. Kopet by
/s/ Lauren Jensen
Deputy Court Administrator
PATTON, HOVERSTEN &
BERG, P.A.
William L. Hoversten,
#47478
215 E. Elm Ave.
PO Box 249
Waseca, MN 56093
Phone: 507-835-5240
(Published in the Waterville
Lake Region Life, Thursdays,
April 18 and 25, 2019; No.
W538-4-25)

PUBLIC NOTICE
SUMMONS

STATE OF MINNESOTA
COUNTY OF LE SUEUR
IN DISTRICT COURT
FIRST JUDICIAL DISTRICT
Case Type: Civil Other
Court File No. 40-CV-19-306
Linda Vee, Robert A. Stoering,
Bruce M. Stoering, Clayton Stoering,
and Lisa Stoering,
Plaintiffs,
vs.
The unknown heirs of Milo Stoering,
Gladys Stoering, Robert E. Stoering,
and Clara E. Stoering,
all deceased, and all other persons
unknown claiming any right, title,
estate, interest or lien in the real
estate described in the complaint
herein,
Defendants.

**THE STATE OF MINNESOTA
TO THE ABOVE-NAMED DE-
FENDANTS.**

You are hereby summoned and required to serve upon plaintiffs' attorneys an Answer to the Complaint which is on file in the office of the Court Administrator of the above-named Court, within twenty (20) Days after service of the Summons upon you, exclusive of the day of service. If you fail to do so,

judgment by default will be taken against you for the relief demanded in the Complaint.

This action involves, affects, or brings into question real property situated in the County of Le Sueur, State of Minnesota described as follows:

Part of the Northwest Quarter of Section 8, Township 109 North, Range 23 West, Le Sueur County, Minnesota, described as follows:

Commencing at the North Quarter corner of said Section 8; thence South 89 degrees 56 minutes 31 seconds West (assumed bearing), along the north line of said Northwest Quarter, a distance of 660.46 feet to the point of beginning; thence continue South 89 degrees 56 minutes 31 seconds West, along said north line, a distance of 1239.62 feet; thence South 00 degrees 10 minutes 34 seconds West a distance of 480.00 feet; thence South 89 degrees 56 minutes 31 seconds West a distance of 453.75 feet; thence North 00 degrees 10 minutes 34 seconds East a distance of 480.00 feet to said north line of the Northwest Quarter; thence South 89 degrees 56 minutes 31 seconds West, along said north line, a distance of 288.01 feet to the Northwest corner of said Section 8; thence South 00 degrees 10 minutes 34 seconds West, along the west line of said Section 8, a distance of 2636.89 feet to the West Quarter corner of said Section 8; thence North 89 degrees 47 minutes 09 seconds East, along the south line of said Northwest Quarter, a distance of 806.48 feet to the southwest corner of a parcel of land described in recorded Document No. 128048; thence North 14 degrees 32 minutes 47 seconds East, along the westerly line of said parcel of land described in recorded Document No. 128048, a distance of 985.26 feet; thence North 05 degrees 19 minutes 47 seconds East, along the westerly line of said parcel of land described in recorded Document No. 128048, a distance of 596.80 feet to the northwest corner of said parcel of land described in recorded Document No. 128048; thence North 89 degrees 49 minutes 19 seconds East, along the north line of said parcel of land described in recorded Document No. 128048, a distance of 217.97 feet to the east line of the Northwest Quarter of the Northwest Quarter of said Section 8; thence North 89 degrees 49 minutes 19 seconds East, along the north line of a

parcel of land described in recorded Document No. 128025, a distance of 384.87 feet to the westerly line of a parcel of land described in recorded Document No. 126564; thence North 03 degrees 23 minutes 11 seconds East, along said westerly line of said parcel of land described in recorded Document No. 126564, a distance of 135.80 feet; thence North 26 degrees 53 minutes 49 seconds West, along the westerly line of said parcel of land described in recorded Document No. 126564, a distance of 705.50 feet to the northwest corner of said parcel of land described in recorded Document No. 126564; thence North 78 degrees 35 minutes 11 seconds East, along the northerly line of said parcel of land described in recorded Document No. 126564, a distance of 741.30 feet to the northeast corner of said parcel of land described in recorded Document No. 126564; thence North 38 degrees 21 minutes 33 seconds West a distance of 222.74 feet to the point of beginning.

NOTICE IS FURTHER GIVEN that the object of said action is to obtain a judgment declaring that plaintiffs are the owners in fee of the property described above, and that the defendants, and each of them, have no right, title, estate, interest or lien in or upon the said real estate.

NOTICE IS FURTHER GIVEN that no personal claim is made by plaintiffs against any of the defendants.

Civil cases are subject to Alternative Dispute Resolution processes as provided in Rule 114 of the General Rules of Practice for the District Courts. Alternative Dispute Resolution includes mediation, arbitration, and other processes set forth in the rules. You may contact the Court Administrator for information about these processes and about resources available in your area.

DATED: 3/27/19
CHRISTIAN, KEOGH,
MORAN & KING
Attorneys for Plaintiffs
By: /s/ Douglas J. Christian
Attorney I. D. #187203
65 South Park Avenue
P. O. Box 156
Le Center, MN 56057
(507) 357-2278
(Published in the Waterville
Lake Region Life, Thursdays,
April 4, 11 and 18, 2019; No.
W535-4-18)

PUBLIC NOTICE

BIDS WANTED FOR ASBESTOS ABATEMENT
Waterville Elementary School
500 E. Paquin Street, Waterville, MN, 56096

TO BE OPENED: April 30, 2019 at 2:00 p.m.
Waterville-Elysian-Morristown Elementary School
ISD #2143 (Waterville-Elysian-Morristown Public School District) will receive sealed bids for Asbestos Abatement according to specifications. Specifications including the Bid Form are available from:

INSTITUTE FOR ENVIRONMENTAL ASSESSMENT
610 North Riverfront Drive, Mankato, MN 56001
George Rosburg, (507) 345-8818

A pre-bid meeting will be held on April 23, 2019 at 2:30 p.m. at Waterville-Elysian-Morristown Elementary School.

A Bidder's Bond payable to ISD #2143, Waterville-Elysian-Morristown Public Schools, in an amount equal to five percent (5%) of the total base bid shall be submitted with each bid in accordance with the specifications. The successful bidder will be required to furnish a Performance Bond and Labor and Material Payment Bond.

Bids are to be sealed and addressed to the attention of Joel Whitehurst, Superintendent, 500 E. Paquin Street Waterville, MN 56096 clearly marked "Bid for Elementary School Asbestos Removal".

To be considered, all bids must be received no later than 2:00 p.m. on April 30, 2019 at the Waterville-Elysian-Morristown Elementary School. Bids will be opened and read aloud in the District Office.

Contracts for work under this bid will obligate the contractor and subcontractors to maintain policies of employment under provisions of applicable Federal and State laws against discrimination, including, but not limited to, Civil Rights Acts of 1964 and Minnesota Statute 363.

The School Board of ISD #2143, Waterville-Elysian-Morristown Public Schools, reserves the right to reject any or all bids and to waive formalities or any irregularities in bidding. No bidder may withdraw their bid within thirty (30) days after the opening without the written consent of the School Board.

By Order Of ISD #2143
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