

Public Notices

Review Messenger, May 29, 2019 • Page 20

MENAHGA PUBLIC SCHOOL DISTRICT 821 REGULAR BOARD MEETING

Monday, April 15, 2019, 5:30pm High School Media Center

Chair Haverinen called the April 15 regular meeting of the Menahga Public School Board of Education to order at 5:30 pm. Members present: Katie Howard, Andrea Haverinen, Durwin Tomperi, Bob White, Brad Goehrig and Julia Kicker. Others present: ES Principal Jeannie Mayer, MS Principal Ann Wothe, HS Principal Mark Frank, Superintendent Kevin Wellen and business manager Kyle Bergem.

Motion by Katie Howard to approve the agenda, as amended, adding 9.3 Leave of Absence Request; add 12.2 Student Council request for out of state travel; and removing item 17 Resolution Relating to the Termination and Nonrenewal of a Probationary Teacher. Seconded by Brad Goehrig and carried unanimously.

Under student/staff recognition, reports were shared or given by HS Student Council, FCCLA, and speech.

No public participation or communication.

Motion by Julia Kicker to approve the following consent items:

1. March 18 regular meeting minutes; 2. activity, building fund and monthly claims in the amount of \$1,531,100.89; 3. resignation from MaryKay Moe, science teacher, at the end of the 2018-19 school year and thank her for her 3 years of dedicated service to the students of our district; 4. resignation from Wade Hukriede, MS Math teacher, at the end of the 2018-19 school year and thank him for his 3 years of dedicated service to the students of our district; 5. contract with Randy Thompson, teacher, at MA-10/step 12, per EMM Master Agreement, beginning with the 2019-20 school year, contingent upon a successful background check; 6. contract with Elyssa Kern, teacher, at BA/step 1, per EMM Master Agreement, beginning with the 2019-20 school year, contingent upon a successful background check. Seconded by Bob White and carried unanimously.

Reports were reviewed by the principals, activities/community ed and superintendent.

Motion by Durwin Tomperi to accept the letter of resignation from Karen Petterson, paraprofessional, at the end of the 2018-19 school year. We thank Karen for her 18 years of dedicated service to the students of our district and wish her the best in her retirement. Seconded by Katie Howard and carried unanimously.

Motion by Andrea Haverinen to approve the intermittent FMLA request from Kayla Huttunen, elementary teacher, on recurring Tuesdays and Thursdays, beginning September 2 through October 11, 2019. Seconded by Julia Kicker and carried 5/1, with Tomperi voting against.

Motion by Brad Goehrig to approve the leave of absence request from Allison Poole, ECFE Coordinator/Teacher, beginning August 26 through December 20, 2019. Seconded by Bob White and carried unanimously.

Motion by Katie Howard to accept, with gratitude, the following grant: \$500 from CHS Prairie Lakes for PBIS, written by Jeannie Mayer. Seconded by Brad Goehrig and carried unanimously.

Motion by Durwin Tomperi to approve the request from FCCLA to attend the National leadership Conference/competition in Anaheim CA, on or about June 30-July 4, 2019, with the district paying~ travel expenses within the state. Seconded by Katie Howard and carried unanimously.

Motion by Katie Howard to approve the request from MHS Student Council to travel to Fargo ND to make a meal at the Ronald McDonald House on Monday, May 6, 2019. Seconded by Brad Goehrig and carried unanimously.

Motion by Durwin Tomperi that the school district's health insurance carrier shall be Northwest Service Cooperative, as presented, for two (2) years, commencing July 1, 2019. Seconded by Katie Howard and carried 5/1, with White voting against.

Member Durwin Tomperi introduced the following resolution and moved its adoption:

RESOLUTION STATING THE INTENTION OF THE SCHOOL BOARD TO ISSUE GENERAL OBLIGATION BONDS TO FINANCE PROJECTS INCLUDED IN THE DISTRICT'S APPROVED TEN-YEAR FACILITY PLAN; COVENANTING AND OBLIGATING THE DISTRICT TO BE BOUND BY AND TO USE THE PROVISIONS OF MINNESOTA STATUTES, SECTION 126C.55 TO GUARANTEE THE PAYMENT OF THE PRINCIPAL AND INTEREST ON THE BONDS

BE IT RESOLVED by the School Board of Independent School District No. 821, State of Minnesota, as follows:

1. The Board hereby finds and declares that it is necessary and expedient for Independent School District No. 821 (the "District") to issue its fully registered general obligation facilities maintenance bonds (the "Bonds") pursuant to Minnesota Statutes, Section 123B.595, subdivision 5 and Chapter 475, as amended, to fund the costs of the following projects, and related financing costs:

- projects included in the District's ten-year facility plan approved by the Board and the Commissioner of Education, including deferred maintenance projects at various school sites and facilities

The Bonds would be issued in the total aggregate principal amount of not to exceed \$2,000,000. The issuance of the Bonds is hereby authorized.

2. The ten-year facility plan is approved by the Board and is incorporated in this resolution as though fully specified herein. The administration is authorized and directed to submit to the Commissioner such additional information as may be necessary to secure the approval of the Commissioner for the ten-year facility plan and this bond issuance, as required by Minnesota Statutes, Section 123B.595. The submission of a proposed plan and a request for approval prior to the date of this resolution is ratified and approved in all respects.

3. The clerk is hereby authorized and directed to cause a notice substantially in the form of the Notice attached hereto as EXHIBIT A and incorporated herein by reference to be published as a legal notice one (1) time in the official newspaper of the District as soon as reasonably practicable after the date of adoption of this resolution, but at least twenty (20) days before the earliest of the solicitation of bids, the issuance of bonds or the final certification of levies. Any publication of said notice prior to the date of adoption of this resolution is hereby ratified and approved in all respects.

4. The Board, having been advised by Ehlers & Associates, Inc., the District's municipal advisor, hereby determines that this issue shall be privately sold after receipt of written proposals, as authorized pursuant to Minnesota Statutes, Section 475.60, Subdivision 2.

5. On approximately May 16, 2019, the Superintendent or Business Manager and a Board Officer are authorized and directed to receive all proposals presented in conformity with the Terms of Proposal contained in the Official Statement, the terms of which are ratified and confirmed in all respects, and to approve on behalf of the District the sale of the Bonds to the party submitting the most favorable proposal (the "Purchaser"). If the true interest rate of the most favorable of said proposals does not exceed 2.80% and a favorable recommendation to accept the proposal is received from Ehlers & Associates, Inc., the Superintendent or Business Manager and a Board Officer are authorized and directed to accept the same as though the price and interest rate had been included herein. In the Terms of Proposal the District reserved the right, after proposals were opened and prior to award, to increase or decrease the principal amount of the Bonds offered for sale or the amount of any individual maturity, with the increase or decrease to occur in multiples of \$5,000 in any of the maturities. The Superintendent or Business Manager and a Board Officer are authorized and directed to endorse an acceptance on both copies of the most favorable proposal and to send one copy to the Purchaser.

6. Upon approval of the sale of the Bonds by the Superintendent or Business Manager and a Board Officer, the Board will meet on May 20, 2019 to adopt the necessary approving resolution as drafted by the District's Bond Counsel.

7. The terms and provisions specified in the Official Statement are hereby adopted as the terms and conditions of the Bonds and of the sale thereof, and shall be made available to all prospective purchasers of the Bonds. Ehlers & Associates, Inc., is authorized to prepare an Official Statement and to open, read and tabulate the proposals for presentation to the Board.

8. (a) The District hereby covenants and obligates itself to notify the Commissioner of Education of a potential default in the payment of principal and interest on the Bonds and to use the provisions of Minnesota Statutes, Section 126C.55 to guarantee payment of the principal and interest on the Bonds when due. The District further covenants to deposit with the Bond Registrar or any successor paying agent three (3) days prior to the date on which a payment is due an amount sufficient to make that payment or to notify the Commissioner of Education that it will be unable to make all or a portion of that payment. The Bond

Registrar for the Bonds is authorized and directed to notify the Commissioner of Education if it becomes aware of a potential default in the payment of principal or interest on the Bonds or if, on the day two (2) business days prior to the date a payment is due on the Bonds, there are insufficient funds to make that payment on deposit with the Bond Registrar. The District understands that as a result of its covenant to be bound by the provisions of Minnesota Statutes, Section 126C.55, the provisions of that section shall be binding as long as any Bonds of this issue remain outstanding.

(b) The District further covenants to comply with all procedures now or hereafter established by the Departments of Management and Budget and Education of the State of Minnesota pursuant to Minnesota Statutes, Section 126C.55, subdivision 2(c) and otherwise to take such actions as necessary to comply with that section. The chair, clerk, superintendent or business manager is authorized to execute any applicable Minnesota Department of Education forms.

The motion for the adoption of the foregoing resolution was duly seconded by Member Bob White and, upon vote being taken thereon, the following voted in favor thereof: Bob White, Julia Kicker, Brad Goehrig, Andrea Haverinen, Katie Howard, and Durwin Tomperi; and the following voted against the same: none. Whereupon said resolution was declared duly passed and adopted.

EXHIBIT A: NOTICE OF INTENT TO ISSUE FACILITIES MAINTENANCE BONDS TO FINANCE CERTAIN PROJECTS INCLUDED IN THE DISTRICT'S TEN-YEAR FACILITY PLAN INDEPENDENT SCHOOL DISTRICT NO. 821 (MENAHGA) STATE OF MINNESOTA

NOTICE IS HEREBY GIVEN that the School Board of Independent School District No. 821, State of Minnesota (the "District"), adopted a resolution (the "Resolution") on April 15, 2019, stating the intention of the School Board to issue general obligation facilities maintenance bonds (the "Bonds") in the total principal amount of not to exceed \$2,000,000 pursuant to Minnesota Statutes, Section 123B.595 and Chapter 475, as amended. The proceeds of the Bonds will be used to fund the costs of the following projects, and related financing costs:

- projects included in the District's ten-year facility plan approved by the Board and the Commissioner of Education, including deferred maintenance projects at various school sites and facilities

The total amount of District indebtedness as of April 1, 2019, is \$14,945,000. If these proposed Bonds were issued after that date, the total indebtedness of the District at that time would be \$16,945,000.

Dated: April 15, 2019 BY ORDER OF THE SCHOOL BOARD. School District Clerk Independent School District No. 821 (Menahga), State of Minnesota Motion by Andrea Haverinen to create a 1.0 FTE Foreign Language Teacher position. Seconded by Katie Howard and carried unanimously.

Motion by Durwin Tomperi to approve the scoreboard purchase and financing plan, as presented, by HS Principal Mark Frank and AD Don Donarski, as follows: the district will finance \$63,000 for the scoreboard upgrade. \$46,500 promised by July 1, 2019, of which \$3000 has been received, and two annual receipts of \$9000 each in FY21 and FY22. Seconded by Julia Kicker and carried unanimously.

Motion by Julia Kicker to approve the district office furniture purchase from Northern Business Products in an amount not to exceed \$15,000. Seconded by Brad Goehrig and carried unanimously.

Motion by Durwin Tomperi to approve the boiler replacement design fee of \$28,350 from Obermiller Nelson Engineering. Seconded by Katie Howard and carried unanimously.

Motion by Andrea Haverinen to proceed with football pairing dissolution discussion. Seconded by Durwin Tomperi and carried unanimously.

Motion by Katie Howard to forgive two student snow days and teachers schedule one more TOPS day and we keep one day "on the books" as a packing/moving day for teachers, and other hourly employees could be hired to clean and move into the new building when that time is near. Seconded by Julia Kicker and carried unanimously.

Motion by Julia Kicker to approve the first reading of policy chapter 1, as presented. Seconded by Brad Goehrig and carried unanimously.

Motion by Katie Howard to adjourn the April 15, 2019 regular meeting of the Menahga Public School board at 9:40 pm. Seconded by Durwin Tomperi and carried unanimously.

Respectfully submitted
Katie Howard, Clerk

Review Messenger
5-29c

Don't Drink & Drive . . . take the Keys!

NOTICE OF MORTGAGE FORECLOSURE SALE

DATE: April 17, 2019

INFORMATION REGARDING MORTGAGE TO BE FORECLOSED.

YOU ARE NOTIFIED that default has occurred in the conditions of the following described Mortgage:

1. Date of Mortgage: **December 24, 2015**

2. Mortgagors: **Samuel J. Waln, a single person**

3. Mortgagees: **Mid-Central Federal Savings Bank**

4. Recording Information: Recorded on **December 31, 2015**, as Document Number **243163**, in the Office of the County Recorder of Wadena County, Minnesota.

5. Assignments of Mortgage, if any: **NONE**

INFORMATION REGARDING MORTGAGED PREMISES

6. Tax parcel identification number of the mortgaged premises: **22-470-071 0**

7. Legal description of the mortgaged premises: **Lots Four (4) and Five (5), Block Seven (7), Sleeper's Addition to the Village of Wadena, Minnesota.**

8. The physical street address, city, and zip code of the mortgaged premises: **413 2nd St. NW, Wadena, MN 56481**

OTHER FORECLOSURE DATA

9. The person holding the Mortgage: is not a transaction agent, as defined by Minn. Stat. 58.02, subd. 30. The name(s) of the residential mortgage servicer and the lender or broker, as defined in Minn. Stat. 58.02, is/are **Mid-Central Federal Savings Bank.**

10. If stated on the Mortgage, the name of the mortgage originator, as defined in Minn. Stat. 58.02, is **Mid-Central Federal Savings Bank.**

INFORMATION REGARDING FORECLOSURE

11. The requisites of Minn. Stat. 580.02 have been satisfied.

12. The original principal amount secured by the Mortgage was **\$34,000.00.**

13. At the date of this notice the amount due on the Mortgage, including taxes, if any, paid by

the holder of the Mortgage, is: **\$29,101.97.**

14. Pursuant to the power of sale in the Mortgage, the Mortgage will be foreclosed, and the mortgaged premises will be sold by the Sheriff of **Wadena** County, Minnesota, at public auction on June 26, 2019: at 10 a.m., at Todd County Law Enforcement Center, 115 Third Street S., Long Prairie, MN 56347.

15. The time allowed by law for redemption by Mortgagor or Mortgagor's personal representatives or assigns is **six (6) months** after the date of sale.

16. Minn. Stat. 580.04(b) provides, "If the real estate is an owner-occupied, single-family dwelling, the notice must also specify the date on or before which the mortgagor must vacate the property if the mortgage is not reinstated under section 580.30 or the property redeemed under section 580.23." If this statute applies, the time to vacate the property is 11:59 p.m. on **December 26, 2019.**

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED."

Name of Mortgage or Mortgage Assignee: **Mid-Central Federal Savings Bank**
PO Box 277
Staples, MN 56479

Name and address of Attorney for Mortgagee and Mortgage Assignee:
Thomas H. Sellnow
Sellnow Law Office
229 Central Avenue
Long Prairie, MN 56347
320-732-1919 p
320-732-1922 f
File No. 18-3316

Review Messenger
5-1,8,15,22,29;6-5c

MEADOW TWP. ROAD REVIEW

Meadow Town Board Road Review will meet at the Ray Seibert residence on Saturday June 15, 2019 at 9:00 a.m.

Marion Hansen, Clerk
Meadow Township

5-29;6-5c

Runeberg Township ANNUAL ROAD INSPECTION

Runeberg Town Board will hold its annual road inspection on **FRIDAY, June 7, at 9:00 a.m.**, meeting at the **Town Hall.**

Kristine Spadgenske, Clerk
Runeberg Township

5-29c

SECTION 00 03 00 ADVERTISEMENT FOR BIDS TITLE: Menahga Schools 2019 Boiler Replacement

LOCATION OF WORK: Menahga Schools, 216 Aspen Avenue Southeast, Menahga, MN 56464

OWNER: Menahga School District #821, 216 Aspen Avenue Southeast, Menahga, MN 56464

ENGINEER: Obermiller Nelson Engineering 2201 12th St. North, Fargo, ND 58102 - (701) 280-0500

PROJECT DESCRIPTION: Provide three new 1.5MBH heating water boilers and connect to heating water system, natural gas piping, and electrical panels. Bids are solicited as a single prime of the mechanical discipline. Work to be performed over the summer and early fall 2019. Substantial completion date is on or before September 2, 2019.

BID DATE AND LOCATION: Sealed bids will be received at Menahga Schools District Business Office, 216 Aspen Avenue Southeast, Menahga, MN 56464 then publicly opened and read aloud. Bids will be received and stamped-in prior to 10:00 AM local time on June 12th, 2019. Please check in at District Office.

EXAMINATION OF DOCUMENTS: For Electronic access to the bidding documents please contact the Project Engineer at (701) 280-0500. The Project Engineer can also provide locations of Builders Exchange's holding plans for contractors to access. Bidders are responsible for any and all costs associated with the production of plans and specifications for their use.

BIDDING REQUIREMENTS: Each bidder must comply with the following requirements to reassure acknowledgment recognition of their bids:

- Bids must be accompanied by bid security in form of certified check, cashier's check, or bid bond in amount of 5% of base bid submitted, made payable to owner, as guarantee that bidder will, if awarded, enter into contract in accordance with contract documents and submitted bid.
- Submit bid in duplicate on the prescribed form, which is furnished with the specification, with full name and address of the bidder.

- Completely fill in all blank spaces on the Bid Form, in ink or typewriter, in both words and figures.
- Sign in longhand, executed by a principal duly authorized to enter into an agreement. If a bidder is a co-partnership, then signatures on the bid shall be by an authorized member of the firm, with names and addresses of each member of partnership.

- Base bid and all alternate bids shall be stated both in writing and in figures. In all cases, written and numerical figures must agree; otherwise at Owner's option, it shall be cause for rejection of bid. Complete form without alteration.
- Submit alternate prices (bid) for either increasing or decreasing the cost as called for on bid form and Description of Alternates. Submit a bid for all unit prices.

Owner may make such investigations as he deems necessary to determine the ability and responsibility of the bidder to perform the work, and any bidder shall furnish to Owner all such information and data for this purpose, as the Owner may request. Owner reserves the right to reject any bid if the evidence submitted by, or investigation of, such bidder fails to satisfy the Owner that such bidder is properly qualified to carry out the obligations of the contract and to complete the Work contemplated therein. The competence and responsibility of bidder will be considered in making an award, including, but not limited to: (1) proof of financial responsibility, (2) quality of similar work, (3) amount of experience with similar projects, (4) facilities, personnel and equipment, (5) reputation for performance, and (6) ability to complete the work within specified time. Owner reserves the right to reject any Bid where there is reasonable doubt as to the qualifications of the bidder.

Owner reserves the right to (1) accept bidder's Base Bid only, (2) accept any one or more of bidder's Alternate Bids, in any order regardless of the order in which they were listed, (3) reject all Bids, (4) award contract based on his investigation of bidders, as well as acceptance of alternates, all of which Owner deems to be in his best interest, (5) waive informalities or minor irregularities in bids and waive minor irregularities or discrepancies in bidding procedure.

Upon award of Contract, Contractor shall provide AIA A312 Performance and Payment Bonds in the amount of 100% of Contract Sum in accordance with General Conditions and Amendments to General Conditions.

BIDDING DOCUMENTS & SITE REVIEW: Each bidder (including subcontract bidder where appropriate) is required to visit the site and to fully inform himself and record his own investigations as to the extent of the Work, the extent of the work performed by other contractors under other construction packages, conditions under which the Work is to be performed, existing buildings and streets, conditions of the area, existing utilities and other features, type of soil, available facilities and difficulties that may be encountered in connection therewith, and other relevant items which will affect his bid or the Work.

Prior to submitting a bid, each bidder is required to examine all of the bidding requirements, all Contract Documents, all drawings and specifications for the Project (including those primarily for other Subcontracts), become thoroughly familiar with the scope of the Project and all factors and items of work which will affect his bid or the Work, whether shown or specified in documents primarily for Work of others or Work of this Contract.

No extras will be allowed to the Contractor as a result of misunderstanding of the extent of scope of the Work as a result of his failure to study and record his own findings. Submission of a bid shall be proof that such examinations have been made and that bidder has recorded his own investigation and has become thoroughly familiar with all contract documents (including all addenda). The failure or omissions of any bidder to examine any form, instrument or document shall in no way relieve any bidder from any obligation in respect to his bid.

PRE-BID CONFERENCE: A pre-bid conference will be held at 10:00 AM on June 5, 2019 at Menahga Schools District Business Office, 216 Aspen Avenue Southeast, Menahga, MN 56464. Please report to the District Office for the pre-bid walkthrough meeting. Access to the building will be through the District Office entrance located on the east side of the building. No extras will be allowed because of the bidder's misinterpretation to the amount of work involved, bidder's own error, negligence, or failure to examine the site. Attendance is not required but strongly recommended. Bidding contractor is responsible for the information presented at Pre-bid meeting.

START DATE: A notice to proceed is anticipated to be delivered to the awarded contractor shortly after bid opening. Pre-construction and submittals work related to the project is to commence immediately after receipt notice to proceed. Start date is expected to be June 13, 2019.

SUBSTANTIAL AND COMPLETION DATE: Owner requires work to be substantially complete on or before September 2, 2019. Milestone dates are listed in Summary of Work, Section 01 01 00. Bids shall reflect all costs necessary to meet this schedule requirement. Bids shall reflect all costs necessary to meet the schedule requirements.

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5/22,29;6-5c