

# Public Notices

## SUMMARY OF PUBLICATION OF THE PROCEEDINGS OF WADENA COUNTY BOARD ADJOURNED MEETING MINUTES OF JULY 16, 2019 PER MN STATUTE 372.12 "PUBLICATION OF PROCEEDINGS"

Board Meeting of July 16, 2019, Small Courtroom, Wadena County Courthouse, 415 South Jefferson Street, Wadena Minnesota. Present: Commissioners Chuck Horsager, Sheldon Monson, Jim Hofer, Jon Kangas, County Coordinator/Engineer Ryan Odden, County Attorney Kyra Ladd, Transit Director Randy Jahnke, Human Services Kris Suhl, Chief Deputy Joe Schoon, IT Coordinator David Hotchkiss, Terry, Repasky, Lee Nichols WSB, Review Messenger reporter Matthew Johnson, Wadena Pioneer Journal reporter Michael Johnson and Independent News Herald reporter Trinity Gruenberg. Hofer/Kangas to approve the day's agenda as presented. Motion carried unanimously. Kangas/Hofer to remove item G for further discussion and to approve the following consent agenda items: Approve the minutes from the 7-9-19 meeting. Approve the Gambling Permit for Backcountry Hunter and Anglers to hold a raffle at the Old Wadena Rendezvous. Approve the Gambling Permit for Park Rapids Clay Duster to hold a raffle on October 27, 2019. Rescind the motion from the 7-9-19 meeting authorizing a payment of \$1280.00 to Central Minnesota Council on Aging and approve the corrected amount for \$1520.00 to Central Minnesota Council on Aging for the 2019 Allocation. Approve the Memorandum of Agreement with Central Minnesota Council on Aging for 2020. Approve the TIF Reports from the City of Sebeka. Approve the Revised Joint Powers Agreements between the Wadena County Sheriff's Office and the City of Wadena, the City of Verndale, the City of Sebeka and the City of Menahga. Motion carried unanimously. Hofer/Kangas to approve the hiring of Lee Lorentz as Highway Maintenance Worker 1 at \$12.00 per hour. Start date of 7-1-19, Annual Seasonal Help position. Approve the Hiring of Hope Torma, Comprehensive Re-Entry Social Worker, at Grade 54, step 1 (\$21.79 per hour). Motion carried unanimously. Hofer/Monson to support the plan and the concept of the plan as prepared by WSB. Motion carried unanimously. Monson/Kangas to approve the award of CP 080-130-015 on County Road 130 to Blombeck Construction, Inc. for \$199,418.65. Motion carried unanimously. Hofer/Monson to purchase office furniture from Innovative Office Solutions for the IT department at a cost of \$4,248.56 to be taken from the Non-levied building fund. Motion carried unanimously. Hofer/Monson to approve the purchase of 30 posts at a cost of \$1,048.50 to be placed along the Red River Ok Cart Trail with the Wadena County Highway Department placing the signs. Motion carried unanimously. Commissioner Horsager declared the meeting adjourned at 10:45 am. Charles Horsager, Wadena County Vice-chairperson. Ryan Odden, Wadena County Coordinator.

Review Messenger  
7-31c

## STATE OF MINNESOTA COUNTY OF WADENA

### SEVENTH JUDICIAL DISTRICT DISTRICT COURT Court File No.: 80-PR-19-587

Estate of  
MARGARET ANN KRAEMER,  
also known as MARGARET A.  
KRAEMER, and MARGARET  
KRAEMER,

Decedent.

### NOTICE OF INFORMAL PROBATE OF WILL AND APPOINTMENT OF PERSONAL REPRESENTATIVE AND NOTICE TO CREDITORS

Notice is given that an application for informal probate of the Decedent's Will, dated March 1, 1996, and codicil to the will, dated April 23, 2005, ("Will"), have been filed with the Registrar. The application has been granted.

Notice is also given that the Registrar has informally appointed Kenneth R. Kraemer, whose address is 1369 Spruce Place, Apt. 1101, Minneapolis, Minnesota, 55403, as personal representative of the Estate of the Decedent. Any heir, devisee or other interested person may be entitled to appointment as personal representative or may object to the appointment of the personal representative. Unless objections are filed with the Court (pursuant to Minnesota Statutes section 524.3-607) and the Court otherwise orders, the personal representative has full power to administer the Estate, including, after 30 days from the

date of issuance of letters, the power to sell, encumber, lease or distribute real estate.

Any objections to the probate of the Will or appointment of the Personal Representative must be filed with this Court and will be heard by the Court after the filing of an appropriate petition and proper notice of hearing.

Notice is also given that (subject to Minnesota Statutes section 524.3-801) all creditors having claims against the Estate are required to present the claims to the personal representative or to the Court Administrator within four months after the date of this Notice or the claims will be barred.

A charitable beneficiary may request notice of the probate proceedings be given to the Attorney General pursuant to Minnesota Statutes section 501B.41, subdivision 5.

Dated: July 10, 2019

Laree Robards  
Registrar

Kathryn Ouren,  
Court Administrator  
Attorney for Personal  
Representative

Mary E. Shearen  
Best & Flanagan LLP  
60 South Sixth Street,  
Suite 2700  
Minneapolis, MN, 55402  
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Email: mshearen@bestlaw.com

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## BOARD OF ADJUSTMENT PUBLIC NOTICE APPEAL FOR A VARIANCE

Notice is hereby given that on Thursday, the 15th day of August, 2019, at the hour of 7:00 p.m. in the Wadena County Courthouse Multi-Purpose Room, the Board of Adjustment will hold a public hearing on the application of **Michael E. & Beth A. Cottrell, 1920 2nd St. SW, Wadena, MN 56482**, for a variance on the following described property: Part of SW1/4 NE1/4 described as follows: Beginning at a point on the W line of above forty, 23' N of the SW corner thereof; thence East 133'; thence N 18 degrees 46 minutes 41 seconds E 528.11'; thence W 303' to W line of said forty; thence S 500' to the point of beginning; subject to highway over the W 33' thereof, except the portion thereof lying within the plat of Southbrook, Section 18, Township 134, Range 35, Wadena Township, located in an R-1 Suburban Residence District.

Application, if approved, would allow an eight (8) foot roof extension of a garage previously allowed by variance having a ten (10) foot side yard.

All persons interested are invited to attend said hearing and be heard on this matter. Access to the public hearing will be allowed through the Sheriff's department on the South side of the Courthouse only. Written correspondence must be received by the Wadena County Zoning Office before close of business the day before the hearing in order to be accepted and must include the full name and address of the person sending the correspondence in order to be accepted for presentation to the Planning Commission at the public hearing. The correspondence may be submitted in person, by U.S. Mail, or by e-mail to the Zoning Office but it MUST include the required information.

Board of Adjustment  
Date: July 23, 2019  
By: Deana M. Malone  
Planning & Zoning Administrator

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## STATE OF MINNESOTA COUNTY OF WADENA

### DISTRICT COURT SEVENTH JUDICIAL DISTRICT PROBATE COURT DIVISION Court File No.: 80-PR-19-609

In Re: Estate of  
DORIS M. PETERSON,  
Decedent.

### ORDER AND NOTICE OF HEARING ON PETITION FOR FORMAL PROBATE OF WILL AND APPOINTMENT OF PERSONAL REPRESENTATIVE IN UNSUPERVISED ADMINISTRATION AND NOTICE TO CREDITORS

It is Ordered and Notice is hereby given that on the 19th day of August, 2019 at 9:00 o'clock a.m., a hearing will be held in the above named Court at 415 Jefferson Street South, Wadena, Minnesota, for the formal probate of an instrument purporting to be the will of the above named decedent, dated October 19, 2009, and for the appointment of Kevin M. Genosky, whose address is 15988 County Road 49, Cold Spring, MN 56320, as personal representative of the estate of the above named decedent in 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.

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: July 12, 2019

Doug Clark  
Judge

Kathryn A. Ouren,  
Court Administrator

**Attorney for Petitioner**  
Willenbring, Dahl,  
Wocken & Zimmermann, PLLC  
Kelly A. Springer (0387850)  
318 Main Street- PO Box 417  
Cold Spring, MN 56320  
Telephone: (320) 685-3678  
File: 19214-001

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7-24,31c



## Veterans Notes

DAVID ANDERSON  
Wadena County Veterans Service Officer

### Priority Processing of VA Disability Claims for Purple Heart Awardees

On February 26, at a congressional hearing before the House Appropriations Subcommittee on Military Construction, Veterans Affairs, and Related Agencies, VA Secretary Robert Wilkie announced that effective in April, VA will provide priority disability benefits claims processing for the initial claims from discharged combat Veterans who have been awarded the Purple Heart Medal. "Those who hold the Purple Heart, the recognition of wounds taken in battle, will now receive priority consideration when it comes to claims before the Department of Veterans Affairs," said Secretary Wilkie. The Veterans Benefits Administration will amend its priority processing categories to include initial claims received from Purple Heart recipients on or after April 1, 2019.

Purple Heart recipients are already treated on a priority basis at VA hospitals and are exempt from co-payments for their medical care. The Purple Heart award is the oldest U.S. military decoration and is awarded to U.S. service members for wounds suffered at the hands of the enemy. General George

Washington awarded the first purple-colored heart-shaped badges to soldiers who fought in the Continental Army during the American Revolution. In 1932, it was revised to commemorate Washington's 200th birthday. [Source: VA News Release February 26, 2019 ++]

*As always please see your local County Veterans Service Officer if you have any questions. You can contact your local VSO at (218) 631-7617 or by email at david.anderson@co.wadena.mn.us and as always have a great week.*

## New law bars use of e-cigarettes in most indoor workplaces, public places starting August 1

Starting August 1, laws protecting Minnesotans from exposure to deadly secondhand smoke will expand to include the use of e-cigarettes and vapes.

Under the Minnesota Clean Indoor Air Act, the use of e-cigarettes and vapes, often called vaping, will be subject to the same prohibitions and restrictions as cigarette smoking, protecting Minnesotans from exposure to e-cigarette use in all restaurants, bars and almost all indoor workplaces and public places.

Despite common misperceptions, e-cigarette aerosol commonly called vape smoke contains harmful chemicals, such as ultrafine particles, heavy metals like nickel, tin and lead, and other cancer-causing chemicals. Minnesota Commissioner of Health Jan Malcolm said the new law underscores the fact that e-cigarettes are a health concern

for Minnesotans of all ages.

"This policy change is good news for current and future generations of Minnesotans," Commissioner Malcolm said. "By limiting the use of these products in public places, we protect people from exposure to harmful chemicals and send a message to kids and teens that e-cigarette use is not a healthy behavior."

E-cigarettes, vapes, e-pipes and other vaping products are battery-powered devices that allow users to inhale aerosolized liquid. E-cigarettes contain nicotine, which is highly addictive and harmful to the adolescent brain. Nicotine can impact learning, memory and attention span, and contributes to future addiction to tobacco and other substances.

The U.S. Surgeon General calls teen e-cigarette use an epidemic. Locally, the 2017 Minnesota Youth Tobacco Survey found that nearly 20%

of high-school students use e-cigarettes and 40% have tried them. Youth e-cigarette use has surpassed conventional cigarettes as the most commonly used tobacco product category among youth. This makes it critical that the general public better understand the risks of e-cigarettes.

While the law expands protections statewide on Aug. 1, many Minnesota communities have been limiting e-cigarette use indoors for years. Before the state law change, at least 25 counties and 31 cities in Minnesota had added e-cigarettes to their clean indoor air policies. Most of the communities received assistance from the Statewide Health Improvement Partnership.

Learn more about e-cigarettes and other vaping products at E-cigarettes and Vapes. Learn more about the Minnesota Clean Indoor Air Act.



## Legislative Update

State Rep. Steve Green, District 2B

### Friends and Neighbors,

A number of new state laws take effect August 1, including a notable change prohibiting the use of hand-held electronic devices such as cell phones when behind the wheel.

The new law requires drivers to use voice commands or single-touch activation without holding the phone in order to make calls, text, listen to music or podcasts and use navigation systems. The new law will mark a significant change in the way many individuals use a cell phone while driving.

While many people may take issue with certain components of this new law, it is our responsibility to come into compliance with it. Distracted driving presents a serious safety hazard and it is up to us to keep our focus on the task at hand when we get behind the wheel. Only time will tell whether this hands-free law will lead to safer roads and bring a reduction in traffic incidents, but we all need to do our part in taking steps to ensure we are abiding by the new law as it takes effect.

While individuals will no longer be able to physically hold a cell phone while operating a vehicle, drivers also are prohibited from video calling, video live-streaming, Snapchat, gaming, looking at video or photos stored on the phone, using non-navigation apps, reading texts and scrolling or typing on the phone.

Exceptions are allowed for individuals to obtain emergency assistance if there is an immediate threat to life and safety, or when in an authorized emergency vehicle while performing official duties.

GPS direction systems may still be used, but destination programming must be performed ahead of time, before a driver enters the roadway.

You can visit the Minnesota Department of Public Safety's website if you have

any questions on the new law.

Some other new laws as of August 1 include:

- Slower vehicles stay right – clarifies requirements on operating slow vehicles on the right side of the road and moving out of the left-most lane to allow others to pass. If the roadway has more than one lane in each direction, a person must move out of the leftmost lane to allow another vehicle to pass, when practicable under existing conditions. This will not apply when overtaking and passing another vehicle proceeding in the same direction, preparing for a left turn at an intersection or into a private road or driveway, preparing to exit a controlled-access highway on the left side of the road, the lane is designated and posted for a specific type of traffic, or the vehicle is an authorized emergency vehicle. Note: This new law also does not impact existing statute which says, when traveling on a road with two or more lanes, drivers must keep one full lane away from stopped emergency vehicles with flashing lights activated.

- Disability plates and permits - licensed physical therapists will now be authorized to provide a required medical statement that an individual can use to obtain a disability parking permit or disability license plates.

- Prohibiting retaliation in nursing homes – prevents a nursing home or assisted living facility from retaliating against a resident or employee if the resident, employee or person acting on the resident's behalf files a good faith complaint or inquiry or reports a crime. Illegal retaliation could include any form of discrimination, restriction or prohibition of visitors, withholding of food or care, discharge or transfer, or unauthorized removal, tampering with or deprivation of technology, communication or electronic monitoring devices.

## Invasive insect Viburnum Leaf Beetle discovered for the first time in Minnesota

*Residents should be on the lookout for the insect and report any findings*



The larvae of the viburnum leaf beetle are yellow to light brown with black spots and dashes on their bodies



The viburnum leaf beetle lays its eggs along the twigs in egg pits that are visible to the naked eye.

The viburnum leaf beetle, an invasive insect that feeds on viburnum plants, has been found for the first time in Minnesota.

A resident of Eden Prairie first noticed an insect feeding on arrowwood viburnum leaves and reported the find in June to the Minnesota Department of Agriculture (MDA). MDA staff then inspected the area and collected samples for analysis. The United States Department of Agriculture (USDA) determined the insect was the viburnum leaf beetle.

The beetle is an invasive insect native to Europe and is currently found in the northeastern United States and Wisconsin. It feeds exclusively on species of viburnum and can defoliate the plant. Repeated defoliation weakens the plant over time and can eventually kill viburnum.

"The insect was able to somehow hitch a ride from outside Minnesota and find its way to the Twin Cities metro area; however, we may never know exactly how it got here," said Angie Ambourn, Supervisor of the MDA's Pest Detection Unit. "Unfortunately, this is yet another example of the ease at which invasive insects, plants, and diseases can quickly spread throughout the U.S. and the world."

The larvae of the viburnum leaf beetle are yellow to light brown with black spots and dashes on their bodies. They chew holes in the leaves in a pattern that is very similar to Japanese beetles. Adult insects lay eggs along the twigs in egg pits that are easily seen with the naked eye.

There are several ways to control the spread of the viburnum leaf beetle. Homeowners and landscapers can

select viburnum varieties that are resistant to the insect. Pruning and destroying infested twigs is also an effective control method. There are also chemicals available.

"It's important that we get an understanding of where this insect may be in Minnesota and how big of an issue this is to homeowners," said Ambourn.

There are several ways residents can report suspected viburnum leaf beetles to the MDA.

Send in photos, location, and other info via Arrest the Pest (arrest.the.pest@state.mn.us or 1-888-545-6684);

Report finds to EddMaps online; or,

Use the Great Lakes Early Detection Network (GLEDN) app for Android and IOS operating systems.

More information on viburnum leaf beetle can be found at the University of Wisconsin's website.