

May 15, 2007  
Cottonwood County Board of Commissioners  
Public Hearing  
Minutes

Pursuant to due call and notice thereof, a special meeting of the County Board (the Board) of the County of Cottonwood (the County), Minnesota, was duly called and held at the Law Enforcement Center in Windom, Minnesota on May 15, 2007, at 7:00 P.M. Presiding over the meeting was Chairman Norm Holmen. The following individuals were present: Commissioners Norm Holmen, John Oeltjenbruns, Gary Sorenson, Tom White, Ron Kuecker; Auditor/Treasurer Jan Johnson; County Attorney Doug Storey; John Madson, Rocky Kolar, Janet Johnson, Phillip Skow, Dean Janzen, Dick Asleson, Rob Anderson, Gale Bondhus and Wendy Meyer.

The reason for the public hearing was to decide whether to approve the application of the City of Mountain Lake for a tax abatement for the purpose of funding infrastructure costs for the Lakeview Estates Housing Project in the City of Mountain Lake.

Rob Anderson presented an overview of the proposed abatement to those in attendance. After hearing the overview of the proposal, there was time for input from the general public until 7:35 p.m. after which time, the board deliberated.

Motion made by Oeltjenbruns, second by White, to adopt Resolution 07-05-15 as presented. Voting as follows: Aye – Oeltjenbruns and White. Nay – Kuecker, Sorenson and Holmen. Motion failed.

After the motion failed, there was further discussion in regards to changing the abatement time period to 2010–2016 instead of 2010–2019. Member Holmen introduced the following resolution and moved its adoption as follows:

**Resolution No. 07-05-15**  
**RESOLUTION AUTHORIZING A TAX ABATEMENT ON PROPERTY WITHIN THE COUNTY OF COTTONWOOD FOR THE PURPOSE OF PARTIALLY FUNDING PUBLIC INFRASTRUCTURE COSTS FOR THE LAKEVIEW ESTATES HOUSING PROJECT IN THE CITY OF MOUNTAIN LAKE (the "Project")**

**WHEREAS**, the County Board of the County of Cottonwood, Minnesota, has held a public hearing on establishing a tax abatement area, pursuant to Minnesota Statutes, Sections 469.1812 through and including 469.1815, to partially fund public infrastructure costs of the Project; and

**WHEREAS**, the tax abatement dollars will be collected from sixteen (16) parcels of land in the plat known as Lakeview Estates (parcels to be created upon the filing of the plat). The legal description of the proposed plat of Lakeview Estates located in the City of Mountain Lake, Cottonwood County, Minnesota is, to wit:

Part of the Northeast Quarter (NE ¼) of Section Thirty-two (32), Township One Hundred Six (106) North, Range Thirty-four (34) West in Midway Township, Cottonwood County, Minnesota, described as follows:

Commencing at an existing iron monument at the southeast corner of the Northeast Quarter (NE ¼) of said Section Thirty-two (32); thence north 00 degrees 00 minutes 00 seconds east, assumed bearing, along the east line of said Northeast Quarter (NE ¼), a distance of 724.00 feet, to the point of beginning; thence continuing north 00 degrees 00 minutes 00 seconds east, along the east line

of said Northeast Quarter (NE ¼), a distance of 896.91 feet; thence south 79 degrees 39 minutes 40 seconds west, along the southerly right of way line of the Township Road, a distance of 224.58 feet; thence southwesterly, along said southerly right of way line, along a tangential curve concave to the southeast, having a radius of 305.29 feet, a central angle of 05 degrees 48 minutes 40 seconds, an arc distance of 30.96 feet; thence south 73 degrees 50 minutes 38 seconds west, along said southerly right of way line, a distance of 731.73 feet; thence southwesterly, along said southerly right of way line, along a tangential curve concave to the southeast, having a radius of 371.29 feet, a central angle of 17 degrees 47 minutes 12 seconds, an arc distance of 115.26 feet; thence north 88 degrees 17 minutes 51 seconds west, along said southerly right of way line, a distance of 607.56 feet; thence southwesterly, along said southerly right of way line along a tangential curve concave to the south, having a radius of 305.29 feet, a central angle of 07 degrees 32 minutes 22 seconds, an arc distance of 40.17 feet; thence south 84 degrees 08 minutes 08 seconds west, along said southerly right of way line, a distance of 512.93 feet, to a point on the east line of the Mountain Lake Golf Course, as per Document Number 153586 filed in the Cottonwood County Recorder's Office; thence south 00 degrees 26 minutes 10 seconds west, along the east line of said golf course, a distance of 594.19 feet, to an existing iron stake; thence south 89 degrees 57 minutes 42 seconds east, a distance of 2230.33 feet, to the point of beginning. The tract contains 35.57 acres.

**WHEREAS**, the County Board finds that the proposed abatement is in the best interest of the County, and

**WHEREAS**, the County Board finds that all of the included property will benefit from the Project, said Project being a public improvement as detailed in Minnesota Statutes, Section 469.1814, Subd. 5

**NOW, THEREFORE, BE IT RESOLVED** by the County Board of the County of Cottonwood, Minnesota, as follows:

1. **Abatement.** The County Board hereby authorizes the abatement of the County share of property taxes on the property herein listed in an amount not to exceed the aggregate of \$10,000 from all parcels combined per year for taxes payable each year in 2010 – 2016, inclusive.
2. **Purpose.** The abatements will be used by the City of Mountain Lake to partially fund debt service payments on General Obligation Improvement Bonds that will be issued by the City of Mountain Lake to fund costs of the Project, pay interest on the bonds, and to pay costs of issuance of the bonds.
3. **Public Interest.** The abatements will be in the public interest because they are being used to finance or provide public infrastructure.

The motion for the adoption of the foregoing resolution was duly seconded by Member White and upon vote being taken thereon, the following voted in favor thereof:

**Commissioners Oeltjenbruns, White and Holmen**

and the following voted against the resolution:

**Commissioners Kuecker and Sorenson**

Whereupon said resolution was declared duly passed and adopted on May 15, 2007.

S/Jan Johnson, Auditor/Treasurer

There being no further business, the meeting was adjourned.

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Jan Johnson, Auditor/Treasurer

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Norm Holmen, Board Chairman

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Kelly Thongvivong, Bd. Adm. Assistant