

# Public Notices

Official Proceedings . . .

## City of New Prague CITY COUNCIL PROCEEDINGS STATE OF MINNESOTA COUNTIES OF SCOTT AND LE SUEUR CITY COUNCIL MEETING MONDAY, APRIL 16, 2018

Mayor Nickolay called the meeting to order at 6:00 P.M. with the following members present: Nickolay, Bass, Jirik, and Ryan Board Member Not Present: Bruzek

Staff Present: Mike Johnson, Jim Gareis, Ken Ondich, Bruce Reimers, Patty Solheid, Glen Sticha and Barb Ulschmid

It was moved by Councilmember Jirik and seconded by Councilmember Bass to approve the Agenda. All voted in favor of the motion. Motion carried. (4-0)

Police Chief Jim Gareis reviewed the Year-End 2017 Annual Police Department Report. Chief Gareis stated the overall increase in several areas of Incident types caused a 9.8% increase in service calls that included 10% more accidents, increase in medicals and 30% increase in assistance of other departments as this trend will only continue to go up. The Police personnel will continue to monitor trends and manage assignments of department personnel.

The Police department had seen many changes in 2017 – replaced approximately 1/3 of the department due to retirements and resignations. As a result, more time was spent on training while still addressing the calls for service. The Police department will continue to build on community relations through various outreach programs, city events and social media. Some of these events include: Half Marathon, Memorial Day Parade, National Night Out, Officer Dean Duban's retirement, two officer resignations, Dozinky Celebration, Parade of Lights and hiring Officers Zak Ambroz and Neil Flum. Shop with a Cop, Crime Mapping and offering Take it to the Box for disposal of unused medicine. The New Prague Police Department will continue to engage the community with these and additional programs in the coming years.

Public Works Director Glen Sticha informed the City Council that he and the Golf Course Superintendent Jeff Pint reviewed the aerator bids for the Parks Department.

Based on the specifications received for the aerator, the Parks Board/Staff recommend the purchase of a new Verti-Quake 2521 aerator with 83" Rotating knives for \$17,395.00 (with no trade-in but still \$2,000 under budget). This model was chosen over the others because it was the lowest bid and it's a new style aerator that uses knives to slice into the field surface compared to the traditional pluggers style. The Verti-Quake 2521 has 24 knives that slice into the surface up to 10 inches deep along with a wave action which helps fracture the ground. Currently the golf course has a Verti-Drain pluggers unit bought in 2010. Staff compared the pluggers units which can go 10 inches deep and has ground fracturing action for a cost comparison. Staff felt using both the knife system and the current pluggers system at different times throughout the season will be beneficial for the turf and help loosen up the dirt which will promote deeper root growth and stronger drought resistant grass.

Mayor Chuck Nickolay asked if this aerator would be replacing another piece of equipment. Director Sticha indicated this aerator would be in addition to the 2010 Verti-Drain pluggers at the New Prague Golf Course. Commissioner Jirik asked how long does a piece of equipment like this last? Director Sticha indicated it can last 10-15 years.

After discussion, it was moved by Mayor Nickolay, seconded by Councilmember Jirik to approve the purchase of the Verti-Quake 2521 aerator from Redixim Turf Products in Plymouth, MN. All voted in favor of the motion. Motion carried. (4-0)

City Administrator Johnson informed the Council that he and Golf Course Superintendent Jeff Pint reviewed the debris blower bids received for the New Prague Golf Course.

Based on the specifications received for the debris blower, the Golf Board/Staff recommend the purchase of a new Turfco (Torrent 2) debris blower from Turfwerks, for \$7,364.44 (with no trade-in but still under the 2018 CIP Budget of \$9,000). This model was chosen over the others being the lowest quotation. All three quotations met the minimum requirements. The NPGC Staff felt that there are no discernible differences between the models to not take the lowest quote.

Regarding the old blower, it's 23 years old and has no trade in value. Decided to retain it and possibly use within other departments.

After discussion, it was moved by Mayor Nickolay, seconded by Councilmember Jirik to approve the purchase of the Turfco (Torrent 2) debris blower from Turfwerks, in Eagan, MN for \$7,364.44. All voted in favor of the motion. Motion carried. (4-0)

City Administrator Johnson with assistance from Public Works Director Sticha provided the Council with a brief summary on the Main Street/TH19 Street and Utility Improvement Project and a schedule update.

This road project within the City of New Prague is proposed for reconstruction in 2020. The project is being led by the City as a joint effort between the City of New Prague and the Minnesota Department of Transportation (MnDOT).

Director Sticha and City Administrator Johnson presented the updated schedule for the public improvement process for the Main Street 2020 project for informational purposes. No action is currently required.

There will be a public hearing in June. The public hearing will be followed by the approval of a resolution authorizing the preparation of plans and specifications. However, there is also a pending joint powers agreement (JPA) between the City and MnDOT that will need to be approved prior to authorization to proceed with the final design plans. Consideration of the JPA is pending and does not always occur the same time as the public hearing.

Also mentioned was the neighborhood meeting invitation that has been sent to property owners and tenants/residents who live along the project. The neighborhood meeting will be held on Thursday, April 26, 2018, from 6:00 p.m. to 7:30 p.m. in the Council Chambers at the New Prague City Hall.

City Administrator Johnson informed the City Council of 17 applications received for various open Boards and Commission seats. Largest number of applicants in over 10 years. May have to do with the increased means of communication (NP Times, Times Extra, City Website, Social Media, Radio). City Administrator Johnson mentioned the interviews need to be completed prior to the May 21st City Council meeting so appointments can be in place by June 1st. Mayor agreed to break the interviews into two sessions. As a result, the Councilmembers agreed upon two evenings to conduct the interviews which will each be 15 minutes and take place on Monday, April 30th from 7:00 p.m. to 9:15 p.m. and Tuesday, May 1st from 6 p.m. to 8:15 p.m. Barb Ulschmid will contact the candidates and schedule the interviews and communicate that information with the Councilmembers.

City Administrator Johnson introduced the Electrical Territory Acquisition agenda item. For those residents attending this Council

meeting pertaining to this topic, he clarified that the City Council is here to listen and pass their questions and concerns to the New Prague Utilities Commissioners who can legally make the decisions. City Attorney Scott Riggs reinforced to the audience that this is a decision solely for the Utilities Commission per the City Ordinance and Statutes.

General Manager Bruce Reimers presented to the Council on behalf of the New Prague Utilities Commission (NPUC) an update on the Electric Service Territory acquisition. A two year process that has lead to a draft agreement, accepted by both boards (NPUC and Minnesota Valley Electric Commission). GM Reimers also mentioned there will be an Open House on Tuesday, April 24th at 6:00 p.m. where the New Prague Utilities Commission (NPUC) and Minnesota Valley Electric Cooperative (MVEC) Commissioners will be available to answer any questions about the possible acquisition.

GM Reimers explained the benefits of this acquisition for the residents of New Prague that include: competitive rates for all residents, one bill for all City services, excellent, local service, plus, this acquisition that won't take any of the tax payers' money.

As far as communication of this project, GM Reimers mentioned there were letters that went out to all affected customers. A public announcement was displayed in the New Prague Times along with acquisition details being posted on the City and Utilities websites.

There were several residents that attended the City Council meeting that include:

Todd Anderson at 503 Prague Court. Mentioned he felt blindsided by this potential acquisition and was not in favor of. Stated he's never had any problems with MVEC and wanted to continue with their service. Mr. Anderson also indicated he had additional questions but would wait until the Open House on April 24th and present to the Utilities Commission being the City Council can not make decisions on this matter.

Dan Valek at 502 Autumn Avenue S.E. informed the Council that the last power outage caused his household to be without power for 8 hours. He is looking forward to the NPUC potentially taking over for MVEC and will also be attending the Open House to share his thoughts on this matter.

It was moved by Mayor Nickolay and seconded by Councilmember Jirik to approve the following consent agenda items:

- A. April 2, 2018 Meeting Minutes
- B. Claims for Payment
- C. Release of Deferred Assessment for PID#24.112.0920 - Outlet E, Raven Stream Village 2nd Addition - (Planning/Community Development Director Ondich).
- D. Calvary Church Event in Memorial Park - July 26, 2018 - (Planning/Community Development Director Ondich)
- E. Quarterly Financial Report for Period Ending March 31, 2018

All voted in favor of the motion. Motion carried. (4-0)

Miscellaneous:

- Police Chief Gareis - Mentioned he made a conditional offer for the Police Officer position.
- Public Works Director Glen Sticha - Commended the snow removal crew once again on a job well done from the April 14th 12" blizzard. Stated the crews went out two times on both Saturday and Sunday. Over 160 loads of snow were hauled out.

Motion by Mayor Nickolay, seconded by Councilmember Jirik to adjourn the meeting at approximately 7:12 p.m. All voted in favor. Motion carried. (4-0)

Charles L. Nickolay, Mayor  
ATTEST:  
Michael J. Johnson, City Administrator  
(Published in The New Prague Times, Thursday, May 17, 2018; No. T015-5-17)

Official Proceedings . . .

## City of New Prague CITY COUNCIL PROCEEDINGS STATE OF MINNESOTA COUNTIES OF SCOTT AND LE SUEUR SPECIAL CITY COUNCIL MEETING MONDAY, APRIL 30, 2018

Mayor Nickolay called the meeting to order at 7:00 p.m. with the following members present: Nickolay, Bass, Bruzek, and Ryan.

Absent: Jirik

The City Council interviewed eight (8) candidates for the vacant (2) EDA Board seats, (3) Golf Board seats, (3) Park Board seats, (1) Planning Commission seat and (1) Utility Commission seat. The eight (8) individuals interviewed by the Council included: Joe Halbmaier, Caitlin Huirids, Tom Mach (Incumbent), Ken Nielsen, Margaret Solheid (Incumbent), Thomas Smyth, Paul Tupy and Dan Valek.

Following the interviews and discussion, the Council indicated that they will approve the appointments at the regular meeting on Monday, May 7, 2018.

The Council adjourned at approximately 9:17 p.m.  
Charles L. Nickolay, Mayor  
ATTEST:  
Michael J. Johnson, City Administrator  
(Published in The New Prague Times, Thursday, May 17, 2018; No. T016-5-17)

Official Proceedings . . .

## City of New Prague CITY COUNCIL PROCEEDINGS STATE OF MINNESOTA COUNTIES OF SCOTT AND LE SUEUR SPECIAL CITY COUNCIL MEETING TUESDAY, MAY 1, 2018

Mayor Nickolay called the meeting to order at 6:00 p.m. with the following members present: Nickolay, Bass, Bruzek, and Jirik.

Absent: Ryan

The City Council interviewed eight (8) candidates for the vacant (2) EDA Board seats, (3) Golf Board seats, (3) Park Board seats, (1) Planning Commission seat and (1) Utility Commission seat. The eight (8) individuals interviewed by the Council included: Anthony Anderson, Kevin Berglund, Ulrich Ettlin, Amanda Judd, Troy Pint, Brian Skok (Incumbent), Nick Slavik (Incumbent) and Nathan Smithson.

Following the interviews and discussion, the Council indicated that they will approve the appointments at the regular meeting on Monday, May 7, 2018.

The Council adjourned at approximately 8:26 p.m.  
Charles L. Nickolay, Mayor  
ATTEST:  
Michael J. Johnson, City Administrator  
(Published in The New Prague Times, Thursday, May 17, 2018; No. T017-5-17)

### PUBLIC NOTICE

Regular meetings of the Cedar Lake Area Water & Sanitary Sewer District Board will be held at 7:00 PM at 205 Lexington Ave. South in New Prague on the following dates:

- June 6, 2018
  - August 1, 2018
  - October 3, 2018
  - December 5, 2018
- Cedar Lake Area WSSD  
P.O. Box 416  
New Prague, MN 56071  
(Published in The New Prague Times, Thursdays, May 17 and 24, 2018; No. T014-5-24)

### NOTICE OF MORTGAGE FORECLOSURE SALE THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

NOTICE IS HEREBY GIVEN: That default has occurred in the conditions of the following described mortgage:

DATE OF MORTGAGE: June 13, 2005

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$123,500.00

MORTGAGOR(S): Lorraine L. Thurber, an unmarried person  
MORTGAGEE: Wells Fargo Bank, N.A.

DATE AND PLACE OF FILING: Recorded on June 23, 2005 as Document Number 331113, as reformed of record by Court Order recorded on April 16, 2018, as Document No. 415465 in the Office of the County Recorder of Le Sueur County, Minnesota.

ASSIGNMENTS OF MORTGAGE: Assigned to: U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2005-WF4 by assignment recorded on June 1, 2012 as Document Number 381119 in the Office of the County Recorder of Le Sueur County, Minnesota.

LEGAL DESCRIPTION OF PROPERTY: Lot 7 & 8, Walnut Square as shown on the plat of Elysian/Elysium Amended Plat in Le Sueur County, Minnesota.

STREET ADDRESS OF PROPERTY: 205 4TH STREET NW, ELYSIAN, MN 56028-2010

COUNTY IN WHICH PROPERTY IS LOCATED: Le Sueur County, Minnesota.

THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$45,442.94

TRANSACTION AGENT: None

NAME OF MORTGAGE ORIGINATOR: Wells Fargo Bank, N.A.

RESIDENTIAL SERVICER: Wells Fargo Bank, N.A.

TAX PARCEL IDENTIFICATION NUMBER: 16.410.0560

TRANSACTION AGENT'S MORTGAGE IDENTIFICATION NUMBER: None

THAT no action or proceed-

ing has been instituted at law to recover the debt then remaining secured by such mortgage, or any part thereof, or, if the action or proceeding has been instituted, that the same has been discontinued, or that an execution upon the judgment rendered therein has been returned unsatisfied, in whole or in part.

PURSUANT, to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: June 27, 2018 at 1:00 PM.

PLACE OF SALE: Le Sueur County Sheriff's Office, 88 South Park Avenue, Le Center, Minnesota.

to pay the debt then secured by said mortgage and taxes, if any actually paid by the mortgagee, on the premises and the costs and disbursements allowed by law. The time allowed by law for redemption by said mortgagor(s), their personal representatives or assigns is twelve (12) months from the date of sale.

TIME AND DATE TO VACATE PROPERTY: Unless said mortgage is reinstated or the property redeemed, or unless the time for redemption is reduced by judicial order, you must vacate the premises by 11:59 p.m. on June 27, 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.

MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: None

Dated: April 25, 2018  
U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR SASCO MORTGAGE LOAN TRUST 2005-WF4

Mortgagee  
THE ACADEMY LAW GROUP, P.A.

By:  
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**THIS IS A COMMUNICATION FROM A DEBT COLLECTOR**

(Published in The New Prague Times, Thursdays, May 3, 10, 17, 24, 31 and June 7, 2018, No. T008-6-7)

### PUBLIC NOTICE

#### NOTICE OF PUBLIC HEARING FOR PROPOSED AMENDMENT TO SECTION 11-2-2 OF THE CITY CODE CONCERNING COMMERCIAL VEHICLE DEFINITIONS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held before the Elko New Market Planning Commission on Tuesday, May 29th, 2018 at 7:00 p.m., or shortly thereafter at the Elko New Market Area Hall, 601 Main Street, Elko New Market, MN 55054, to consider a proposed amendment to Section 11-2-2 of the City Code concerning the definitions of Commercial Vehicles.

The proposed amendment would remove any reference to specific vehicle type from the current definitions of Class I and Class II Commercial Vehicles, and strictly limit the definitions of Class I and Class II Commercial Vehicles to Gross Vehicle Weight Rating (GVWR) and size (height and length). The proposed definitions are as follows:

**Class I Commercial Vehicle:** Vehicles which exceed any of the following:

- A gross vehicle weight rating (GVWR) of eighteen thousand (18,000) pounds
- A height of nine (9) feet
- A length of twenty-four (24) feet

**Class II Commercial Vehicle.** All vehicles other than Class I commercial vehicles and which do not exceed any of the following:

- A gross vehicle weight rating (GVWR) of eighteen thousand (18,000) pounds
- A height of nine (9) feet
- A length of twenty-four (24) feet

Let written notice hereof be given not less than ten (10) days prior to the said hearing date. Anyone wishing to express an opinion about the proposed amendment orally or in writing will be heard at the public hearing.

Dated this 14th day of May, 2018.  
CITY OF ELKO NEW MARKET:  
Renee L. Christianson  
Community Development Specialist  
(Published in The New Prague Times, Thursday, May 17, 2018; No. T018-5-17)