

WARREN CITY COUNCIL PROCEEDINGS

August 17, 24

Filed in District Court State of Minnesota

STATE OF MINNESOTA COUNTY OF MARSHALL

NINTH JUDICIAL DISTRICT IN DISTRICT COURT PROBATE DIVISION

COURT FILE NO.: 45-PR-22-183

In Re: Estate of: Timothy M. Munger, 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 February 6, 1997, has been filed with the Registrar. The application has been granted. Any objections may be filed with this court and will be heard by the Court after proper notice of hearing.

Notice is also given that the Registrar has informally appointed Phil Thompson, whose address is 120 East Johnson Avenue, Warren, MN 56762, 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 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.

Notice is also given that (subject to Minn. Stat. 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.

Dated:8/10/22

Courtney Hauert Registrar

Robert M. Albrecht Brink Lawyers, P.A. Attorneys for Applicant P.O. Box 790 Hallock, MN 56728 (218) 843-3686

WARREN CITY COUNCIL PROCEEDINGS

MINUTES – Warren City Council Regular Meeting July 26, 2022 Call to Order

A Meeting of the Warren City Council was held commencing at 7:00 P.M. with Mayor Mara Hanel presiding. Council members present: David Weber, Danny Omdahl, Mark Wimpfheimer, Jarod Peterson, John Golden. Absent: Justin Buegler. Also present: Shannon Mortenson, Brent McMillan, Boone Maruska, Matt Linder, Adam Hermanson, Mike Cheney. Following Roll Call, the Pledge of Allegiance to the American Flag was given.

- 3. Approval of Agenda- Motion was made by Peterson, second by Golden to accept the agenda as presented. All in favor, Motion carried.
- 4. Approval of Minutes – there is an “n” in America under a New Business item. Motion was made by Golden, second by Omdahl to approve the minutes from the July 12 meeting with the correction. All in favor, Motion carried.
- 5. Engineer’s Report- Boone Maruska provided the update on Fourth Street project. The street crew is scheduled for next week and concrete the week following. Jarda Solc provided the update on the McKinley Path. The subbase is compacted, and the Class 5 is applied. There are Quality Assurance measures required by MnDOT that is the city cost. The culvert will be installed probably September as it has not arrived. The RR crossing needs to be constructed to the 15-foot RR right of way. Within the right of way, the RR needs to construct the crossing. This will be at the city's expense as the project is at the maximum amount for MnDOT.
- 6. Operations Manager Report-McMillan was given the floor. Due to COVID, we are at skeleton staffing for the week.
- 7. Clerk’s Report- Mortenson received a call this afternoon from the American German Chamber regarding the German interns. We are required to pay at least Minnesota minimum wage for any students that intern in the US. That would increase the amount projected for the interns. The original ask was \$500 stipend and housing. It is an important project, but can we accomplish the same thing using US students or another source? Mortenson was tasked with researching options and those will be discussed by the Utility Committee. Mortenson and McMillan updated council on the hybrid project. The developer looked at the daily loads for the city and feels that solar with storage would be a better cost savings for the city versus a wind turbine. There would be more generation than the city can use at times and that generation is purchased by North Municipal Power Agency at “avoided costs”. That amount is \$.02. The developer is proposing switching the turbine for storage. The council would like a presentation from the developer when the loads are analyzed, and the storage is determined.
- 8. Treasurer’s Report
  - a. January, February, March, April, May, June General Ledger –tabled.
  - b. Pay Bills –Motion was made by Peterson, second by Golden to pay the bills as presented with checks #46416-46450. All in favor, Motion carried.
- 9. Unfinished Business
  - a.
- 10. New Business
  - a. Nuisance Ordinance-Hamm Repair Building-the notices have been sent certified return receipt. They have been signed by the owner, but the owner did not come to the meeting this evening or contact the city prior. There has been no movement on the building and it is a public safety issue. The next step in the Nuisance Ordinance is for the city to remove the structure and levy costs unto the property. Motion was made by Golden, second by Omdahl to issue a notice to the landowner that the building will be removed by the city due to public safety concerns and costs levied to the property if needed. All in favor, Motion carried. A letter also needs to be sent to have Mr. Hamm remove his ATV and truck from the public sidewalk on the north side of the street. Mortenson felt that should be addressed by the Sheriff since Mr. Hamm is not responding to previous letters. Council agreed.
  - b. Resolution #07262022-03 Local Option Sales Tax –the resolution

contains the language that will be placed on the ballot in November. Motion was made by Golden, second by Peterson to approve the resolution as presented. All in favor, Motion carried.

c. Resolution #07262022-01 ARPA Funds – The city received \$84,803.02 in Rescue Funds. This money will be transferred to the Assisted Living to help replace lost revenue. Motion was made by Omdahl, second by Wimpfheimer to approve the resolution as presented. All in favor, Motion carried.

d. Certify Relief Association Schedules –Motion was made by Weber, second by Omdahl to certify there is not a municipal contribution required. All in favor, Motion carried.

e. Airport Planning Agreement– MnDOT would like the Airport Layout Plan updated so we can move forward with a taxilane. KLJ will do the work on the plan. Motion was made by Golden, second by Wimpfheimer to enter into the agreement as presented. All in favor, Motion carried.

f. Resolution #07262022-02 Sale of Property Cheney–Mike Cheney would like to purchase a parcel of land connected to land he owns. The sale of land required full council attendance so the resolution was tabled. Cheney would also like to have Brewster Street abandoned from Western Avenue south to Hwy. 1. This will be done by resolution at the next council meeting.

11. Committee Meetings: Public Works Committee met to discuss the baseball field by the pool being given to the WAO School District for them to make softball fields. The cemetery will be filled in about 10 years. It makes sense to expand the cemetery at that time rather than more softball fields. The city will meet with the school district to discuss options of updating a field in the east softball complex that will be ready for spring softball for the district.

12. Future Agenda Item(s)-

13. Adjournment –Motion was made by Peterson, second by Wimpfheimer to adjourn at 7:52 p.m. All in favor, Motion carried.

Shannon Mortenson City Administrator/Clerk-Treasurer Mara Hanel Mayor

BILLS

AE2S .....	\$21,780.00
Airborne Custom Spraying, Inc .....	\$3,460.00
Angie Mager .....	\$412.37
AT&T Mobility .....	\$342.69
Border States Electric Supply	\$791.62
Border States Electric Supply	\$265.86
Border States Electric Supply	\$514.31
Border States Electric Supply .....	\$5,064.21
Border States Electric Supply	\$733.66
Bremer Bank - Cardmember Serv.....	\$9,837.53
Bremer Bank .....	\$518.17
Bremer Bank .....	\$0.00
Bremer Bank .....	\$43,507.75
Constellation New Energy..	\$3,345.02
Department of Public Safety ...	\$20.00
Don Aandal - Taralseth .....	\$2,300.00
Emily Johnson .....	\$100.00
Energy Economics, Inc.....	\$1,155.60
Evergreen 'N Ivy .....	\$87.00
Guardian Pest Control .....	\$429.98
Hawkins, Inc .....	\$6,553.26
Irby Tool & Safety .....	\$252.08
Jeff Wohlers .....	\$300.00
Jeff Wohlers .....	\$116.84
John Deere Financial .....	\$575.75
Karla Davy .....	\$2,300.00
Landis+Gyr Technology, Inc. ....	\$802.33
Lynette Sinn .....	\$250.00
Marco .....	\$633.11
Marshall County Sheriffs Dept .....	\$13,261.25
Mikala Jevne .....	\$1,975.00
Minnesota Revenue .....	\$1,883.55
Minnkota Power Cooperative .....	\$1,677.63
MN Public Facilities Authority .....	\$212,981.58
Municipal Gas Acquisition..	\$9,614.58
Northern Fire Equipment ...	\$1,730.95
Pera .....	\$5,081.48
Quick Print Office Supply.....	\$324.34
Quill Corporation .....	\$123.46
RMB Environmental Lab .....	\$59.90
Rokke, Aandal & Associates.	\$600.00
Shannon Mortenson .....	\$84.84
Solid Ground Construction.	\$6,372.00
Stacy Hanson .....	\$225.00
SWS Credit Services .....	\$30.00
TASC .....	\$18.06
Team Laboratory Chemical, LLC .....	\$1,237.00
Team Laboratory Chemical, LLC .....	\$2,670.00
Town & Country P & H.....	\$533.28
United States Treasury .....	\$11,410.55
Up-Town Cafe .....	\$26.37

WARREN CITY COUNCIL  
PROCEEDINGS

MINUTES – Warren City Council  
Regular Meeting August 16, 2022  
Call to Order

A Meeting of the Warren City Council was held commencing at 7:00 P.M. with Mayor Mara Hanel presiding. Council members present: David Weber, Danny Omdahl, Mark Wimpfheimer, Jarod Peterson, Justin Buegler. Absent: John Golden. Also present: Shannon Mortenson, Jeff Wohlers, Boone Maruska, Jarda Solc, Adam Hermanson, Mike Cheney, Stan Haugtvedt, Jim Trojanowski. Following Roll Call, the Pledge of Allegiance to the American Flag was given.

3. Approval of Agenda- Motion was made by Wimpfheimer, second by Weber to accept the agenda as presented. All in favor, Motion carried.

4. Approval of Minutes –Motion was made by Omdahl, second by Weber to approve the minutes from the July 26 meeting. All in favor, Motion carried.

5. Engineer's Report- Jarda Solc was given the floor. The Fourth Street project has been hampered with the gas and electric lines running shallow but at acceptable depths for those installations. A change order will be issued to install geofabric to ease the struggles of dealing with the utilities. This installation will be about \$6,500 additional cost. A schedule has been sent to residents for the remainder of the project. The paving is expected to be done the week of August 29. The McKinley path has stalled due to the delay of the large arch pipe to extend the drainage ditch. That is expected to arrive mid-September. The concrete sub should be in the city next week. The railroad will need to do the work for the crossing. A fee has been submitted and Solc will email to Mortenson. It was around \$30,000.

6. Working Supervisor Report- Wohlers was given the floor. The curbs have been painted. The alleys have been graded. All city lots have been sprayed for weeds except the parks. Those will be done after school starts. The sewer line from the city shop is being insulated to keep from freezing. A manhole on North First Street will be repaired by city staff.

7. Clerk's Report- Mortenson updated council on the election filing that closed today. Travis Carl filed for mayor. Justin Buegler, David Weber, David Conely and David Erickson filed for the three council seats. Reminder that the next regular scheduled council meeting is next week.

8. Treasurer's Report  
a. January, February, March, April, May, June, July General Ledger – tabled.

b. Pay Bills –the only addition to the bills is Taggart Construction for \$20,140 for a water and sewer line installation. Motion was made by Buegler, second by Peterson to pay the bills as presented with checks #46460-46525. All in favor, Motion carried.

9. Unfinished Business  
a. Resolution #07262022-02 Sale of Property Cheney-tabled as there was not full council attendance. Stan Haugtvedt was present to request purchasing the lot. It adjoins his property, and he has maintained it for years. Haugtvedt may present the asking price and the intended use for consideration at the next council meeting.

10. New Business  
a. Northwest Regional Library Director-Jim Trojanowski was given the floor. He presented the 2021 statistics on the Godel Library usage. The library does see a lot of traffic. Trojanowski also requested a 3% increase to the levy amount from the city. Motion was made by Wimpfheimer, second by Peterson to increase the city levy allocation for the library by 3% or \$330. All in favor, Motion carried.

b. Resolution #08162022-01 Set Public Hearing to Vacate Street – the process to vacate a street includes a letter to the DNR since the road is adjacent to a body of water. Notice also is given to adjoining landowners. Motion was made by Wimpfheimer, second by Weber to approve the resolution as presented. All in favor, Motion carried.

c. Resolution Executing Grant Agreement MnDOT –Motion was made by Peterson, second by Buegler to approve the resolution as presented. All in favor, Motion carried.

d. Bid for Watermain Improvement – One quote was presented for \$36,000 from Zavoral Construction. Council tabled item to receive more quotes.

e. Transient License–Motion was made by Wimpfheimer, second by Buegler to approve the license for The Barge as presented. All in favor, Motion carried.

f. Overtime Report–Hanel abstained due to a conflict of interest. Motion was made by Weber, second by Buegler to approve the report as presented. Hanel abstained. All in favor, Motion carried.

g. Ageing Report – reviewed.  
11. Committee Meetings:  
12. Future Agenda Item(s)-  
13. Adjournment –Motion was made by Omdahl, second by Peterson to adjourn at 7:51 p.m. All in favor, Motion carried.

Shannon Mortenson  
City Administrator/Clerk-Treasurer  
Mara Hanel  
Mayor

BILLS

Acme Electric.....	\$64.69
Acme Electric.....	\$21.60
AE2S.....	\$19,340.00
AFLAC.....	\$277.40
Argyle Builder Supply .....	\$427.84
Auto Value Warren .....	\$52.35
Banyon Data Systems, Inc. \$1,235.00	
Border States Electric Supply	\$566.01
Border States Electric Supply	\$172.07
Border States Electric Supply .	\$98.26
Border States Electric Supply .....	
	\$2,462.61
Border States Electric Supply	\$352.05
Border States Electric Supply	\$396.09
Border States Electric Supply	\$247.44
Border States Electric Supply	\$407.22
Border States Electric Supply	\$231.92
Border States Electric Supply .	\$25.60
Bremer Bank - HAS .....	\$1,188.46
Bremer Bank.....	\$19,626.89
Bremer Bank.....	\$518.17
Brian Evin .....	\$41.68
Brian Evin .....	\$28.34
Cantaloupe Systems.....	\$7.99
CHS Ag Services, Inc .....	\$2,763.75
Cindy Donarski.....	\$225.00
City of Warren.....	\$18,019.03
Colonial Life - Post Tax .....	\$465.70
Connecting Point.....	\$1,255.00
Constellation New Energy..	\$4,216.74
David Drown Associates ....	\$2,000.00
DayDreams Specialties.....	\$24.00
Dearborn National .....	\$208.31
Docu Shred .....	\$175.09
Ewing Oil .....	\$1,153.35
Fastenal.....	\$114.53
FirstNet.....	\$76.40
Frontier.....	\$1,117.25
Gopher State One Call .....	\$48.60
Grand Forks Utility Billing..	\$1,045.37
Hamm's Repair.....	\$223.53
Hawkins, Inc .....	\$1,202.27
Hawkins, Inc .....	\$17.69
Irby Tool & Safety.....	\$4,905.56
Jeff Wohlers.....	\$300.00
Jet Stop, Inc .....	\$720.69
Josh Maurstad .....	\$24.79
M & K Porta Potties.....	\$320.00
Mar-Kit Sanitary Landfill ....	\$4,724.50
Marshall & Polk Rural Water...	\$19.50
Marshall County Cooperative .....	
	\$5,308.50
Marshall County Highway Dept .....	
	\$6,288.40
Messenger .....	\$35.00
MidContinent Communications	\$97.83
Minnesota Revenue.....	\$1,865.42
MN - Office of Pipeline Safety.	\$90.14
MN Dept. of Human Services.....	
	\$8,073.80
MN Pollution Control Agency ..	\$23.00
Municipal Gas Acquisition..	\$5,947.48
NAPA Supply of Warren .....	\$980.13
Nationwide .....	\$20.00
NCPERS Minnesota .....	\$16.00
Nelson Technology, Inc.....	\$6,569.31
North Valley Health Center ...	\$189.25
Northdale Oil Inc .....	\$176.64
Northern Minnesota Mosquito Control	\$309.66
Northern Municipal Power.....	
	\$131,353.28
Northland Mat Company .....	\$179.50
NPL Construction .....	\$14,079.02
Occupational Dev Center.....	\$518.78
Olson Underground, Inc.....	\$15,380.00
PERA.....	\$5,148.45
Pitney Bowes Global Financial.....	
	\$418.20
PKM Electric Coop .....	\$1,557.00
Quill Corporation .....	\$126.96
Railroad Management Co. III	\$313.34
Recreation Supply Company.	\$179.95
Rivards .....	\$239.00
Rokke, Aandal & Associates,	\$221.00
Rokke, Aandal & Associates, .....	
	\$1,907.00
Ryan Swanson .....	\$30.46
Sanitation Products .....	\$1,690.00
Sarah Finseth .....	\$105.00
Select Account .....	\$40.00
Sjoberg's Cable TV, Inc .....	\$132.19
Supermarket Foods .....	\$21.26
Svens Under Car Shop .....	\$20.00
SWS Credit Services .....	\$20.00
Taft Stettinius & Hollister LLP .....	
	\$6,500.00
The Door Guy .....	\$485.50
Titan Machinery Crookston ....	\$40.20
True Value - Warren .....	\$626.25
TSYS .....	\$409.33
Tyler Jevne .....	\$174.82
United States Treasury .....	\$11,418.55
Verizon Wireless (AMI) .....	\$37.52
Warren Sheaf.....	\$1,389.00
Waste Management.....	\$3,091.73

August 31, September 7

Filed in District Court  
State of Minnesota

STATE OF MINNESOTA  
COUNTY OF MARSHALL

NINTH JUDICIAL DISTRICT  
DISTRICT COURT  
PROBATE DIVISION  
COURT FILE NO.: 45-PR-22-196

Estate of  
Mary Dawn Elizabeth Swanson,  
Decedent

NOTICE AND ORDER OF  
HEARING ON PETITION FOR  
PROBATE OF WILL  
(ANCILLARY) AND  
APPOINTMENT OF FOREIGN  
PERSONAL REPRESENTATIVE  
AND NOTICE TO CREDITORS

It is Ordered and Notice is given that on 9/19/2022, at 8:30 (a.m.), a hearing will be held in this Court at Marshall County Courthouse, Warren, Minnesota, for the formal probate of an instrument purporting to be the Will of the Decedent, dated October 21, 2010, and for the appointment of Lissa Christine Swanson, whose address is #30-10030 Oakmoor Way SW, Calgary, AB T2V4S8, Canada; Julie Linn Corbet, whose address is 48 Chinook Dr SW, Calgary, AB T2V2P6, Canada; and Bruce Gordon Swanson, whose address is 120 Hanover Rd SW, Calgary, AB T2V3J4, Canada, as foreign Co-Personal Representatives of the Estate of the Decedent (Ancillary) in an UNSUPERVISED administration.

Any objections to the petition must be filed with the Court prior to or raised at the hearing. If proper and if no objections are filed or raised, the Personal Representative will be appointed with full power to administer the Estate including the power to collect all assets, to pay all legal debts, claims, taxes and expenses, to sell real and personal property, and to do all necessary acts for the Estate.

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.

BY THE COURT

Dated: August 18, 2022  
Jeffrey Remick  
Judge of District Court

Dated: Courtney Hauert  
Court Administrator

Attorney for Personal  
Representative  
Name: Jeffrey W. Hane  
Firm: BRINK LAWYERS, P.A.  
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