

# Public Notice

(First Date of Pub.: Wed. Aug. 24, 2022)  
(Dates of Pub.: Wed., Aug. 24, 2022)

LYON COUNTY BOARD OF COMMISSIONERS  
Tuesday, August 2, 2022

**A Summary of the Proceedings of the Lyon County Board**  
9:00 a.m. pursuant to notice the Lyon County Commissioners met with the following members present: Commissioners Crowley, Sanow, Graupmann and Ritter. Also present: Administrator Stomberg and County Attorney Maes. Commissioner Anderson was absent.

**MSP** to approve the agenda.

**MSP** to approve the consent agenda.

**MSP** to approve the purchase of copy machines from Marco for the Auditor/Treasurer and Assessor offices with the quote presented. A portion of the cost will come from the Recorders Fund.

**MSP** to approve the Resolution approving the State of MN Joint Powers Agreements with Lyon County on behalf of the County Attorney and Sheriff.

**MSP** to approve the State of MN Joint Powers Agreement between the Department of Public Safety and Lyon County and authorize signatures of the County Board Chair and Administrator.

**MSP** to approve the State of MN Joint Powers Agreement between the Department of Public Safety and Lyon County for the Court Data Services Subscriber Amendment and authorize signatures of the County Board Chair and Administrator.

**MSP** to approve the hire of the MN Conservation Corps for 12 days to clear the horse riding trails in Garvin Park for a total of \$16,500 and accept the donation from the MN Horse Council and MN Trail Riders Association of \$7,000 for the project.

**MSP** to approve the hire of Justen Lanoue as Building & Grounds Worker with a starting rate of \$17.18 and start date on or around August 16.

**MSP** to approve the hire of Tyler Soltau as an on-call Correctional Officer with a starting rate of \$21.02 and start date to be determined.

**MSP** to approve the hire of Karri Wee as Correctional Officer with a starting rate of \$21.02 and start date to be determined.

**MSP** to approve the internal promotion of Michael Sumnerfelt as Jail Shift Sergeant with a starting rate of \$27.78 and start date of August 2.

**MSP** to adjourn at 10:04 a.m.

A copy of these proceedings are available in the County Administrator Office of Lyon County and also available at [www.lyonco.org](http://www.lyonco.org).

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## ORDINANCE NO. 379

### AN EMERGENCY ORDINANCE ESTABLISHING ELECTION PROCEDURES

**WHEREAS** Section 4.04 of the City of Tracy City Charter gives the authority to regulate municipal elections through ordinance;

**WHEREAS** the City of Tray wishes to establish election procedures for ballot language and write-in votes;

**WHEREAS** Minnesota statute 204B.09 establishes procedures for write-in votes for federal, state and county offices but does not establish procedures for city office;

**WHEREAS** Section 2.03 establishes that there shall be six councilpersons and gives the council the authority to establish procedures for implementing the council composition.

**WHEREAS** the City Council finds that it is necessary to adopt this emergency ordinance under the terms of section 3.06 of the City Charter in order to preserve the public peace due to the immediate nature of the upcoming election.

**Therefore, the City of Tracy Does Ordain:**

#### Section 2.50

##### Subd. 1. BALLOT LANGUAGE FOR MAYOR AND CITY COUNCIL

A. The office of the Mayor shall include the words "vote for one" on the general election ballot.

B. The office of City Councilperson shall include the words "vote for up to three" on the general election ballot.

C. City Council shall establish the wording for special elections by resolution.

##### Subd. 2. WRITE-IN VOTES

A. Every general or special election for the office of Mayor and City Councilperson shall include the provision for a write-in vote.

B. A candidate for Mayor or City Councilperson who wants write-in votes for the candidate to be counted must file a written request with the clerk for the office sought not more than 84 days and no later than the seventh day before the general election. The clerk shall provide copies of the form to make the request. The clerk shall not accept a written request later than 5:00 p.m. on the last day for filing a written request.

##### Subd 3. EFFECTIVE DATE

This ordinance becomes effective 24 hours following publishing in the city newspaper and publishing in three conspicuous places.

PASSED BY A TWO-THIRDS MAJORITY OF THE CITY COUNCIL OF THE CITY OF TRACY, MINNESOTA THIS AUGUST 22, 2022.

Erik Hansen  
City Administrator

(First Date of Pub.: Wed., Aug., 24, 2022)  
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### Regular Board Meeting Minutes from Monday, August 15, 2022

I. Meeting called to order by School Board Chair Rod Benson at 6:01 p.m. Guests include: (Per Peterson Press. Board Members Present: Rod Benson, Ben Ludeman, Matt Surprenant, Jay Fultz & Nicole Swanson. Absent: Sheila Siebenahler-Holland & Jody Bauer. Administration present: Superintendent Anderson, AD Tauer, Elementary Principal Munson & Secondary Principal Miller.

II. Motion by Surprenant, second by Ludeman to approve the previous meeting minutes from July 18, 2022. (MC 5-0)

III. Motion by Swanson, second by Fultz to approve the agenda (MC 5-0)

IV. Motion by Fultz, second by Surprenant to approve the TAPS monthly report, Treasurer Report, Revenues vs Disbursements Report, and the vendor payments which include check numbers 20301 through 20392, wire payments dated July 19, 2022 through August 15, 2022, Student Activities Check Numbers 18753-1857 for a grand total of \$479,997.63. (MC 5-0).

V. Visitor Reports/Comments: None

VI. Administrative Oral Reports given by Tauer, Miller, Munson, and Anderson.

#### VII. Old Business:

A. Motion by Surprenant, second by Swanson to approve the changes to the 2022-2023 TAHS Student Handbook as presented during the secondary principal's report at the June 27 school board meeting. (MC 5-0)

B. Motion by Ludeman, second by Fultz to approve the updates to TAPS Board Model Policies:501, 503, 506, 514, 524, 526. (MC 5-0)

#### VIII. New Business:

A. Recognize May Enrollment

B. Motion by Nicole Swanson, second by Surprenant to approve the 2022-2023 back to school safe learning plan. (MC 5-0)

C. Motion by Fultz, second by Ludeman to approve the hiring of Heather Kamrud as the 22-23 TAHS head track coach (MC 5-0)

D. Motion by Ludeman, second by Surprenant to approve the Charges and rates for the (2022-2023) school year. (MC 5-0)

E. First Reading of the Updates to policy 799: Post-Issuance Compliance.

F. Motion by Swanson second by Ludeman to approve the hiring of Mike Petit as a full-time custodian at TAPS. (MC 5-0)

G. Motion by Surprenant, second by Ludeman to approve accepting the bid for TAPS Drivers Education Car (2010 Chevy Impala with 93,431 miles) High Bid: Salmon Automotive at \$5,175. Time Saver Sander No Bid. (MC 5-0)

H. Member Bauer introduced the following resolution and moved its adoption: Resolution Accepting Donations. The motion for the adoption of the foregoing resolution was duly seconded by Member Swanson and upon the vote being taken thereon, the following voted in favor thereof: Rod Benson, Jay Fultz, Matt Surprenant, Ben Ludeman, Nicole Swanson. And the following voted against the same: NONE. Absent: Holland & Bauer

I. Member Jay Fultz introduced the following resolution and moved its adoption: RESOLUTION RELATING TO THE ELECTION OF SCHOOL BOARD MEMBERS AND CALLING THE SCHOOL DISTRICT GENERAL ELECTION The motion for the adoption of the foregoing resolution was duly seconded by: Matt Surprenant and upon voting being taken thereon the following voted in favor thereof: Jay Fultz, Nicole Swanson, Ben Ludeman, Matt Surprenant & Rod Benson. And the following voted against the same: None. Members Absent: Jody Bauer & Sheila Holland. Whereupon said resolution was declared duly passed and adopted.

J. Member Nicole Swanson moved the adoption of the following resolution: RESOLUTION CANVASSING RETURNS OF VOTES OF SCHOOL DISTRICT SPECIAL ELECTION. The motion for the adoption of the foregoing resolution was duly seconded by Member Matt Surprenant and upon vote being taken thereon, the following voted in favor thereof: Jay Fultz, Nicole Swanson, Ben Ludeman, Matt Surprenant, & Rod Benson. and the following voted against the same: None. Members Absent: Sheila Holland & Jody Bauer. whereupon said resolution was declared duly passed and adopted.

K. Motion by Swanson, second by Ludeman to approve the hiring of Rhonda Frederickson as TAES Para-Professional for the 2022-2023 school year. (MC 5-0)

L. Motion by Surprenant, second by Fultz to adjourn from the public sessions and move to a closed session for the purpose of Superintendent Anderson's yearly evaluation. (MC 5-0). Time out of Public Session: 6:44 p.m. Time back in Public Session: 7:45.

IX. Motion by Ludeman, second by Swanson to adjourn meeting at 7:45 p.m. (MC 5-0) The above is an unofficial summary of meeting proceedings. Complete approved minutes are available at [www.tracy.k12.mn.us](http://www.tracy.k12.mn.us) and available in the Superintendent's Office, 934 Pine Street, Tracy, MN.

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Independent School District #2904, Tracy Area Public Schools, is calling for sealed bids for a 1984 model 137-1HD Time Saver. It handles up to 36 inches wide material. 230 volt 3 phase motor. No minimum bid but must be able to haul away on your own. Contact Karl Campbell at 507-629-8924 with questions or to view.

Send or deliver sealed bids to:  
Tracy Area Public Schools  
Attention Chad Anderson/Sealed Bid for Time Saver  
934 Pine Street  
Tracy, MN 56175

Bids will be opened and tabulated in the Superintendent's office on Wednesday, August 31 at Noon.

The TAPS Board of Education reserves the right to accept or reject any or all bids.

(First Date of Pub.: Wed., Aug. 24, 2022)  
(Dates of Pub.: Aug., 24, 31, Sept. 7, 14, 21, 28, 2022)

### 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 28, 2016  
ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$142,160.00  
MORTGAGOR(S): Vicki L. Beckler, a single woman

MORTGAGEE: Mortgage Electronic Registration Systems, Inc., as nominee for Homeowners Financial Group USA, LLC  
DATE AND PLACE OF FILING: Recorded on June 29, 2016 as Document Number 210013 in the Office of the County Recorder of Lyon County, Minnesota.

ASSIGNMENTS OF MORTGAGE: Assigned to: Wells Fargo Bank, N.A. by assignment recorded on January 29, 2018 as Document Number ER05767 in the Office of the County Recorder of Lyon County, Minnesota.

LEGAL DESCRIPTION OF PROPERTY: Lot Eight (8) in Block One (1) of Sunrise Park Addition to the City of Marshall, Minnesota according to the recorded plat thereof, Lyon County, Minnesota.

STREET ADDRESS OF PROPERTY: 214 CARROW CIR, MARSHALL, MN 56258

COUNTY IN WHICH PROPERTY IS LOCATED: Lyon County, Minnesota.  
THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$158,089.60

TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc.  
NAME OF MORTGAGE ORIGINATOR: Homeowners Financial Group USA, LLC

RESIDENTIAL SERVICER: Wells Fargo Bank, N.A.  
TAX PARCEL IDENTIFICATION NUMBER: 27-837008-0

TRANSACTION AGENT'S MORTGAGE IDENTIFICATION NUMBER: 1003775-1300114233-5

THAT no action or proceeding 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: October 13, 2022 at 10:00 AM.  
PLACE OF SALE: Lyon County Sheriff's Office, 611 West Main Street, Marshall, MN 56258.

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 six (6) 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 April 13, 2023.

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: August 16, 2022

WELLS FARGO BANK, N.A.  
M o r t g a g e e

TROTT LAW, P.C.

By: \_\_\_\_\_  
/s/

N. Kibongni Fondungallah, Esq.  
Samuel R. Coleman, Esq.  
**\*Sung Woo Hong, Esq.\***  
Attorneys for Mortgagee  
25 Dale Street North  
St. Paul, MN 55102  
(651) 209-9760  
( 2 2 - 0 1 0 8 - F C O 1 )

**THIS IS A COMMUNICATION FROM A DEBT COLLECTOR.**

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GREG SHAW, CPA; EDWARD CARTER, ENROLLED AGENT

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