

**PRINCETON TOWNSHIP  
MILLE LACS COUNTY, MINNESOTA  
Resolution No. 2021-3**

**A RESOLUTION AUTHORIZING A CONTRACT WITH  
AN INTERESTED OFFICER PURSUANT TO MINNESOTA  
STATUTES, SECTION 471.88, SUBDIVISION 5**

**WHEREAS**, the Board of Supervisors (“Town Board”) of Princeton Township (“Town”) is in need of equipment rental and labor services for brushing along and in the right-of-way for Town roads;

**WHEREAS**, Town supervisors are in the best position to know the specific items of work that need to be performed and often can provide those services most efficiently and at a lower costs than the Town can reasonably expect to obtain from a contractor;

**WHEREAS**, Minnesota Statutes, sections 365.37 and 471.87 prohibit a public officer from having an interest in a contract on which the person has a right to take part in making on behalf of the government body on which the person serves unless the contract is authorized under one of the exceptions provided in Minnesota Statutes, section 471.88 and approved by the Town Board;

**WHEREAS**, Town Supervisor Thomas Duden (“Supervisor”) is the owner of Alphyn Machinery, LLC and is willing to participate in providing the needed rental equipment and services to the Town on behalf of Alphyn Machinery, LLC;

**WHEREAS**, the Town Board determines hiring Alphyn Machinery, LLC and the Supervisor to provide the required rental equipment and labor services at a rate of \$200 per 10 hour day for the required rental equipment fees and at a rate \$25.00 per hour for labor is in the Town’s best interests and that the rates are as low as, or lower than, the price at which the services could reasonably be expected to be obtained elsewhere at this time; and

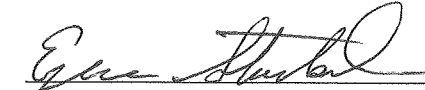
**WHEREAS**, the services to be provided by the Supervisor are allowed under Minnesota Statutes, section 471.88, subdivision 5 since having the Supervisor to provide the rental equipment and to perform the services at the indicated rates and as an employee of the Town is not a contract for which competitive bids are required by law.

**NOW, THEREFORE, BE IT RESOLVED**, the Town Board hereby unanimously, with the Supervisor abstaining from the vote, approves and ratifies the Supervisor providing the above listed rental equipment and services to the Town at the indicated rates; and

**BE IT FINALLY RESOLVED**, the Supervisor shall submit the affidavit required by Minnesota Statutes, section 471.89 with each claim for payment for having provided the above listed services.

Adopted this 19<sup>th</sup> day of January, 2021.

**BY THE TOWN BOARD**

  
\_\_\_\_\_  
Town Chairperson

Attest:   
\_\_\_\_\_  
Town Clerk