

DRAFT PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS  
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA  
January 7, 2014 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Gerald Magnus, Robert Moline, John Giese, James Jens and David Thiner. Also present Aurora Heard, County Coordinator, Heidi Winter, Auditor-Treasurer, Paul Malone County Attorney.

The meeting opened by reciting the Pledge of Allegiance to the Flag.

Heidi Winter acting as temporary Chair called for nominations for Chair of the Murray County Board of Commissioners for 2014.

Commissioner Gerald Magnus nominated Commissioner John Giese for Chair of the Murray County Board of Commissioners for 2014. Nominations were called for three times. No other nominations were made.

It was moved by Moline, seconded by Thiner and passed to approve to cast a unanimous ballot for John Giese for the Chair of the Board for 2014.

Commissioner Robert Moline nominated Commissioner Jim Jens for the Vice Chair of the Murray County Board of Commissioners for 2014. Nominations were called for three times. No other nominations were made.

It was moved by Commissioner Gerald Magnus, seconded by Commissioner Robert Moline to cast a unanimous ballot for Jim Jens for Vice Chair of the Board for 2014.

Outgoing Chair Gerald Magnus passed the gavel to 2014 Chair John Giese.

No conflict of interest identified.

The Chairman asked if there were any additions to the agenda. Several items were added.

Consent Agenda

1. Approval of the Minutes from December 30, 2013

It was moved by Moline, seconded by Magnus and passed to approve the agenda as modified and consent agenda item 1.

Warrants

A motion was duly made by Moline, seconded by Jens and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated January 7, 2014 with fund totals as follows and warrants numbered 141647 – 141681:

County Revenue Fund	154,808.81
County Road & Bridge Fund	81,706.01

EDA	362.00
County Ditch Fund	194.40
Hospital Maintenance	127,005.00
Sunrise Terrace	4,902.60
SAWSD	148.00
 Total	 369,126.82

Ditch Petitions - No petitions were filed.

#### Ditch Bills

A motion was made by Jens, seconded by Magnus with all members of the Board voting their approval to accept the report of the Ditch Committee of the County and Judicial Ditches lying within the County of Murray on those petitions for repair that have been inspected for determining what repairs, if any, are necessary, the extent and nature of such repairs, an estimated costs of such repairs or a list of bills presented for payment that will enable said ditches to answer their purposes and to pay all bills contained within the report.

<u>Contractor</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>
<b>Steven Johnson (Ditch Viewer)</b>			
County Ditch 35	1,134.13	2013-006	Improvement
<b>Total for Johnson Ditching</b>	<b>1,134.13</b>		
<b>Total Ditch Contractor Bills</b>	<b>1,134.13</b>		

#### Law Enforcement Contracts

It was moved by Moline, seconded by Magnus and passed to approve the 2014 Law Enforcement Agreements with the cities of Avoca, Chandler, Currie, Lake Wilson and Iona, further moving to authorize the Sheriff, Board Chair and Auditor-Treasurer to sign the agreements on behalf of the County and also further moving that approval is subject to receipt of a fully executed agreement received back from each respective city.

#### 2014 Appropriations

It was moved by Moline, seconded by Jens and passed to approve the 2014 appropriations and dues as presented. A copy of the appropriations is on file in the County Auditor/Treasurer's office.

Bids were opened for publication of proceedings, delinquent tax lists and all other notices and proceedings, except the Financial Statement, required by law to be published in the official newspaper during the year 2014 as follows:

“The Murray County Editorial Group agrees to publish all matters that are required by the law to be so published for \$11.00 per column inch.”

It was moved by Magnus, seconded by Moline and passed to accept the Murray County Editorial Group bid of \$11.00 per column inch for publication of proceedings, delinquent tax lists and all other notices and proceedings as required by law in 2014.

#### Conditional Use Permit -1299

Jean Christoffels presented Conditional Use Permit #1299 for John Beck to establish a new feedlot within 1/8 miles of an adjoining property line in the Agriculture District in the NE1/4, Section 10, Holly Township. The board received the minutes from the December 19, 2013 public hearing permit, which included the findings of the Planning Commission.

It was moved by Thiner, seconded by Jens and passed to approve Conditional Use Permit #1299 for John Beck to establish a new feedlot within 1/8 miles of an adjoining property line in the Agriculture District in the NE1/4, Section 10, Holly Township based on the Planning Commission's recommendation.

#### Recycling Contract

It was moved by Magnus, seconded by Giese and passed to approve and authorize the Board Chair to sign a Tri-County recycling contract with Pipestone County.

Commissioner Moline offered the following resolution and moved for its adoption:

#### RESOLUTION NO. 2014-01-07-01

#### A Resolution Setting Minimum Salaries for Offices to be Elected in 2015

WHEREAS, Minnesota Statutes 384.151, subd 1; 385.373, subd 1; 386.015, subd 2; 387.2, subd. 2 and 388.18, subd. 2 set criteria for salaries for the elected offices of County Auditor, Treasurer, Recorder, Sheriff, and Attorney, respectively, and

WHEREAS, said statutes require that the County Board, at the January meeting prior to the first date on which applicants may file for the said offices shall set, by resolution, the minimum salary to be paid for the term next following.

NOW THEREFORE BE IT RESOLVED, that the minimum salary for the terms beginning in January 2015 for the offices of Murray County Auditor/Treasurer, Recorder, Sheriff and Attorney, be set as follows:

Murray County Auditor / Treasurer	\$56,542
Murray County Recorder	\$49,986
Murray County Sheriff	\$56,542
Murray County Attorney	\$40,000

BE IT FURTHER RESOLVED, that the Murray County Board reserves the right, as set out in the above cited statutes, to set the salary for any or all of the above offices for 2015 at whatever it deems appropriate so long as it is at or above the minimums.

The foregoing resolution was duly seconded by Commissioner Jens and thereupon being put to a roll call vote members voted for its adoption as follows: Jens & Moline. Opposed: Magnus, Giese & Thiner. Motion failed 3 to 2.

Commissioner Magnus offered the following resolution and moved for its adoption:

RESOLUTION NO. 2014-01-07-02  
A Resolution Setting Minimum Salaries for Offices to be Elected in 2015

WHEREAS, Minnesota Statutes 384.151, subd 1; 385.373, subd 1; 386.015, subd 2; 387.2, subd. 2 and 388.18, subd. 2 set criteria for salaries for the elected offices of County Auditor, Treasurer, Recorder, Sheriff, and Attorney, respectively, and

WHEREAS, said statutes require that the County Board, at the January meeting prior to the first date on which applicants may file for the said offices shall set, by resolution, the minimum salary to be paid for the term next following.

NOW THEREFORE BE IT RESOLVED, that the minimum salary for the terms beginning in January 2015 for the offices of Murray County Auditor/Treasurer, Recorder, Sheriff and Attorney, be set as follows:

Murray County Auditor / Treasurer	\$57,000
Murray County Recorder	\$50,000
Murray County Sheriff	\$60,000
Murray County Attorney	\$55,000

BE IT FURTHER RESOLVED, that the Murray County Board reserves the right, as set out in the above cited statutes, to set the salary for any or all of the above offices for 2015 at whatever it deems appropriate so long as it is at or above the minimums.

The foregoing resolution was duly seconded by Commissioner Thiner and thereupon being put to a roll call vote members voted for its adoption as follows: Magnus, Jens, Thiner, Giese. Opposed: Moline. Motion carried 4 to 1.

10:00 a.m. Open Forum/Public Comment – No members of the public were present.

#### 2014 AMC Policy Committees

It was moved by Moline, seconded by Giese and passed to approve the following 2014 AMC Policy Committee Appointments:

Policy Committee	Delegate
Environmental & Natural Resources Policy Committee	John Giese
General Government Policy Committee	David Thiner
Health & Human Services Policy Committee	Gerald Magnus
Public Safety Policy Committee	James Jens
Transportation & Infrastructure Policy Committee	Robert Moline

and to approve appointing Commissioner Robert Moline, Commissioner David Thiner, Commissioner Gerald Magnus, Commissioner John Giese, Commissioner James Jens, Jean Christoffels, and Aurora Heard as the 2014 AMC Delegate Appointments.

The board discussed the Fiscal Agent for 2013 SHSP Grant

It was moved by Moline, seconded by Thiner and passed to approve adding a resolution to the agenda authorizing the Murray County Auditor/Treasurer to pay certain claims in 2014.

Ditch Viewers Meeting

It was moved by Moline, seconded by Magnus and passed to approve any Commissioner to attend a Ditch Viewer training on January 16, 2014 at 10:00 a.m. at Jackpot Junction Hotel and Convention Center.

Approval of Change Order to Carpet Replacement at Highway Department

It was moved by Magnus, seconded by Moline and passed to approve a change order to include an additional office for carpet replacement at the Highway Department at a price not to exceed the original quoted amount.

Budget Changes

It was moved by Moline, seconded by Magnus and passed to authorize the following permanent changes to the Murray County Budget:

<u>From:</u>	<u>To:</u>	<u>PROGRAM DESCRIPTION</u>
01-521-560	01-503-560	END O LINE RAILROAD PARK & MUSEUM
01-521-563	01-503-563	END O LINE GIFT SHOP
01-521-576	01-503-576	DISPLAYS
01-521-577	01-503-577	RR LINE DISPLAYS
01-521-584	01-503-584	PRESBYTERIAN CHURCH
01-521-589	01-503-589	CABOOSE-MN ST LOUIS
01-521-591	01-503-591	NATIVE AMERICAN DISPLAY

Commissioner Jens presented the following resolution and moved for its adoption:

**RESOLUTION NO. 2014-01-07-03**  
**A Resolution Authorizing the Murray County Auditor/Treasurer**  
**To Pay Certain Claims in 2014**

WHEREAS, Minnesota Statute 375.16 allows the County Board to authorize the County Auditor/Treasurer to pay incidental expenses of county officers; and

WHEREAS, Minnesota Statute 375.18 allows delegation by the County Board for paying certain claims to a county administrative official.

NOW, THEREFORE, BE IT RESOLVED, That the Murray County Auditor/Treasurer is authorized to pay incidental expenses as identified in Minnesota Statute 375.16.

BE IT FURTHER RESOLVED, That the Murray County Auditor/Treasurer is authorized to pay certain claims made against the County that are included in the Murray County Accounting Policies and Procedures Handbook, adopted on September 27, 2011 and as amended by Board action.

BE IT FURTHER RESOLVED, That as part of the control procedure for informational purposes, a list of all claims paid be distributed to the Board and an audit list be signed by the Board Chair.

The foregoing resolution was duly seconded by Commissioner Thiner and thereupon being put to a vote all members voted for its adoption.

#### Plum Creek Library Agreement

It was moved by Magnus, seconded by Moline and passed to approve and authorize the Board Chair and County Coordinator to sign a Plum Creek Library Agreement for 2014.

11:31 a.m. Commissioner Moline was excused

#### 2014 Committee Appointments

It was moved by Thiner, seconded by Jens and passed to approve the Committee appointments for 2014.

NAME OF BOARD/COMMITTEE	APPOINTEE
911	Dave Thiner
	Jim Jens
Advocating, Connecting, Educating (ACE)	John Giese
	Gerald Magnus *Alternate
Airport Commission	John Giese
Appeals Board for Weeds	District 1,2,3,5 Commissioner
Area Coordinator on Aging	John Giese
	Dave Thiner *Alternate
Association of MN Counties (AMC)	All Five Commissioners
Audit	Board Chair
Building/Facilities Committee	Jim Jens
	John Giese
	Dave Thiner *Alternate
Building Audit Expense Committee	Jim Jens
	Dave Thiner
Buffalo Ridge Transit	Dave Thiner
	John Giese *Alternate
Canvas Board	Dave Thiner
	Jim Jens
Casey Jones Trail/Regional Trails	Jim Jens- Liaison
	Dave Thiner *Alternate
Clean Water Partnerships	All Five Commissioners
<i>Community Health - See Southwest Health and Human Services</i>	
Coroner - Medical Examiner	Dr. Michael B. McGee
*Liaison for questions/concerns*	Dave Thiner
County and State Aid Highways	Each Commisisoner (in respective district)
Developmental Achievement Center (DAC)	John Giese
District 8 Land Use	Bob Moline
	Gerald Magnus *Alternate

Ditch Systems - County and Judicial	All members as a Committee of the Whole
	Each Commissioner as Inspector in their respective district
Economic Development Authority (EDA)	Gerald Magnus
	Jim Jens
Extension	Jim Jens
	Dave Thiner
Murray County Ag Society/Fairboard Appointed December 10, 2012	John Giese
	Bob Moline
	Gerald Magnus
	David Thiner
	James Jens
Fairground Advisory	John Giese
	Gerald Magnus
Health Alliance - Murray County	John Giese
Heron Lake Restoration	Dave Thiner
Heron Lake Watershed District (HLWD)	Dave Thiner
	Jim Jens *Alternate
<i>Human Services - see Southwest Health and Human Services</i>	
Insurance	Gerald Magnus
	Bob Moline
	Dave Thiner *Alternate
Investment	Chair (John Giese)
	Vice-Chair (Jim Jens)
Labor Negotiation	Gerald Magnus
	Bob Moline
	Jim Jens *Alternate
Local Water Management Plan	All Five Commissioners
MN Counties Intergovernmental Trust (MCIT)	John Giese *Alternate
MN Early Childhood Initiative	John Giese
	Dave Thiner *Alternate
MN River Basin (Area II)	Bob Moline
	Gerald Magnus *Alternate
MN River Board	John Giese
	Jim Jens *Alternate
Mutual Aid Committee	Dave Thiner
	Jim Jens
	John Giese *Alternate
National Association of Counties (NACO)	All Five Commissioners
Noise Committee	Gerald Magnus
	Jim Jens
Parks Recreation Advisory Commission	Dave Thiner
	Jim Jens
	John Giese *Alternate
Personnel	Chair (John Giese)
	Vice-Chair (Jim Jens)
	Alternate * Outgoing Chair
Planning Commission	Dave Thiner
	Jim Jens * Alternate
Plum Creek Library	John Giese
	Dave Thiner *Alternate
Prairie Ecology Bus - from 12/29/11 Meeting	Dave Thiner
<i>Public Health - See Southwest Health and Human</i>	

<i>Services</i>	
Redwood-Cottonwood Rivers Control Area (RCRCA)	Bob Moline Gerald Magnus *Alternate
Regional Emergency Medical Services	Dave Thiner
Regional Recycling Facility - Planning Group	Jim Jens Dave Thiner *Alternate
	All Commissioners, Alternates
Regional Trails	Jim Jens Dave Thiner *Alternate
Rural MN Energy Board	Gerald Magnus Jim Jens * Alternate
Shetek Area Water and Sewer Commission	Bob Moline Jim Jens All Commissioners *Alternates
Soil and Water Conservation District (SWCD)	Jim Jens John Giese *Alternate
Solid Waste Official	Jim Jens *Liason
Southern Prairie Community Care	Bob Moline Gerald Magnus *Alternate* non-voting
SW MN Opportunity Council (SMOC)	Dave Thiner John Giese *Alternate
SW MN Private Industry Council (PIC)	Dave Thiner Gerald Magnus *Alternate
Chief Elected Officials Board (CEOB)	Dave Thiner Gerald Magnus * Alternate
Southwest Public Sector Collaborative - Insurance	Bob Moline Gerald Magnus *Alternate
SW Regional Radio Board	Dave Thiner Jim Jens *Alternate
SW Regional Development Commission (SRDC)	Gerald Magnus John Giese *Alternate
SW Solid Waste Commission	Jim Jens Gerald Magnus *Alternate
State Revolving Fund (Ag BMP)	Chair Vice Chair
Southwest Health and Human Services - JOINT GOVERNING BOARD (Article II of Joint Powers Agreement)	Bob Moline Gerald Magnus Jim Jens*Alternate
Southwest Health and Human Services - HUMAN SERVICES BOARD (Article III of Joint Powers Agreement)	Bob Moline Gerald Magnus Jim Jens*Alternate
Southwest Health and Human Services - COMMUNITY HEALTH BOARD (Article IV of Joint Powers Agreement)	Bob Moline Gerald Magnus *Alternate Jim Jens *Alternate
Supporting Hands Nurse Family Partnership	Bob Moline Gerald Magnus *Alternate
Sunrise Terrace Advisory	Dave Thiner John Giese
Western Mental Health Center	Gerald Magnus Bob Moline *Alternate



It was moved by Thiner, seconded by Magnus and passed to approve purchasing a printer for the zoning office up to \$1,500 from account codes: 105 (1/3), 631 (1/3), and 603 and 395-397 (1/3).

11:34 a.m. Commissioner Moline returned to the meeting.

It was moved by Moline, seconded by Jens and passed to approve appointing Rick Clercx to the Parks Board.

It was moved by Jens, seconded by Magnus and passed to approve appointing Robert Ossefoort, Gerald DeKruif and Lyndon Funk to the Planning Board.

It was moved by Moline, seconded by Thiner and passed to approve appointing Dave Wagner and Eugene Winter to the Board of Adjustment.

It was moved by Moline, seconded by Jens and passed to approve appointing Donna Kor and Steve Zens to the SAWS Committee.

It was moved by Thiner, seconded by Jens and passed to approve appointing Jim Buschena to the Heron Lake Watershed.

It was moved by Jens, seconded by Moline and passed to approve appointing Sara Heintz and Dennis Opdahl to the Extension Committee.

It was moved by Moline, seconded by Magnus and passed to approve appointing Paul Posthuma, Dave Kremer, Duane Spartz, Darrold Peck, Jay Takle, Jon Hoyme, Larry Byers and Robert Koehler to the Local Water Management Plan Committee:

The Commissioners gave their committee reports for the period of January 1, 2014 to January 6, 2014.

John Giese reported on Personnel Meeting – January 3.

Gerald Magnus reported on Personnel Meeting – January 3.

Robert Moline reported on RCRCRA and Area II Meeting – January 2.

David Thiner reported on there were no meetings to attend from January 1 – January 6, 2014.

James Jens reported on there were no meetings to attend from January 1 – January 6, 2014.

It was moved by Magnus, seconded by Jens and passed to approve the Commissioner Vouchers for the period of January 1, 2014 to January 6, 2014.

The meeting adjourned at 12:00 p.m.

ATTEST:

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Aurora Heard, Murray County Coordinator

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John Giese, Chairman of the Board