

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
February 28, 2017, 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Lori Gunnink, James Jens, Glenn Kluis and David Thiner. Also present Aurora Heard, County Coordinator, and Travis Smith, County Attorney. Excused Absence: Commissioner Gerald Magnus.

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

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

It was moved by Jens, seconded by Gunnink and passed to approve the agenda as modified.

Commissioner Kluis identified a conflict of interest with Policy #729. No other conflicts of interest were identified.

It was moved by Thiner, seconded by Gunnink and passed to approve consent agenda item 1.

1. Approve Minutes from February 14, 2017

A motion was duly made by Thiner, seconded by Gunnink and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated February 28, 2017 with fund totals as follows and warrants numbered 152156 – 152226:

County Revenue Fund	51,567.18
County Road & Bridge Fund	20,418.27
EDA	21.44
Health Insurance	983.03
Sunrise Terrace	831.92
SAWSD	154.00
Lime Creek Service District	920.50
 Total	 74,896.34

A motion was made by Thiner, seconded by Jens 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>Ditch #</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>	<u>Commissioner District</u>
<u>Johnson Ditching, Inc.</u>					
	JD 19	441.25	2016-015	Konkol ok'd 2-22-17	Magnus
	Subtotal	441.25			
<u>Duane Bendixen (Viewer)</u>					
	CD 43B	276.20	Redetermination of Benefits		
	CD 43A	341.20			
	CD 43M	752.80			
	CD 40	565.95			
	Subtotal	1,936.15			
<u>Cottonwood County Auditor-Treasurer</u>					
	JD 3	877.16	Joint Ditch Expenses		
	JD 18	392.93	Joint Ditch Expenses		
	Subtotal	1,270.09			
<u>Gislason & Hunter LLP</u>					
	CD 22	1,252.90	Improvement (Meyer)		
	Subtotal	1,252.90			
<u>Bolton & Menk, Inc.</u>					
	CD 61	213.00	2014-070	Improvement	
	JD 20A	2,296.50	2013-037	Improvement	
	Subtotal	2,509.50			
<u>Rinke Noonan</u>					
	Admin	200.00	Monthly Retainer		
	JD 8	265.00	2014-085	Improvement	
	CD 35 (Remove JD 2)	265.00	2013-006	Improvement (Remove JD 2)	
	JD 6	448.00	2013-036	Improvement Clear Lake Drawdown	
	JD 3	9,790.60	2012-018	Improvement/Appeal	
	Subtotal	10,968.60			
	Total for All Ditch Bills	18,378.49			

It was moved by Thiner, seconded by Gunnink and passed to send 2017 Ambulance Service Agreements to Townships and Cities with territory in the Murray County Ambulance Primary Service Area, further moving to approve 2017 Ambulance Agreement rates as follows:

- Townships: \$35.00 per section included in the Murray County Ambulance Primary Service Area.
- Cities: \$10.00 per capita based on most current Household Estimates from the Minnesota State Demographer.

Auditor/Treasurer Winter gave an update on the annual MACO conference.

The County Board reviewed a response to the Plum Creek Governing Board Questions regarding the food service building. Consensus for Commissioner Jens to present the response to the Plum Creek. Consensus to offer to lease the food service building to Plum Creek at a cost of \$1.00 annually. If Plum Creek were to lease the food service building, Plum Creek would pay all building expenses and the Murray County Food Shelf would be allowed to remain in the food service building.

At 9:30 a.m. the County Board Chair called the public hearing for the 2017 water plan update to order.

Chairman Kluis read the following public notice for the 2017 water plan update:

The Murray County Board of Commissioners will hold a public hearing on Tuesday, February 28, 2017, commencing at 9:30 a.m., in the County Commissioner's Meeting Room, Murray County Government Center, to take public comment on the 2017-2027 Murray County Local Water Management Plan Final Draft, which was drafted based on the following four Priority Concerns:

- 1. Improve Surface Water Quality/Quantity*
- 2. Improve Groundwater Quality/Quantity*
- 3. Drainage Water Management/Water Retention*
- 4. Subsurface Sewage Treatment Systems and Feedlots*

All interested parties are invited to attend. If you are unable to attend, any comments or questions may be submitted in writing by February 21, 2017, to the Murray County Environmental Services Office – PO Box 57, Slayton, MN 56172, or via email to kbickner@co.murray.mn.us.

Zoning/Water Resources Administrator Jean Christoffels reviewed the following written comments/changes:

*Murray County Local Water Management Plan Update
Proposed Changes
February 28, 2017*

- I. Murray County Local Water Management Plan Meeting Minutes
February 13, 2017
Excerpt*

MSP: John Busman, Duane Spartz to recommend approval of the 2017-2027 Murray County Local Water Management Plan Final Draft to the County Commissioners with the following changes:

- 1. Objective 1.12 – increase the number of projects from five to ten in the next five years.*
- 2. Objective 1.13 – change “Promote, assist, and seek funding...” to “Assist landowners and seek funding...”*
- 3. Objective 1.14 – change “grass swales” to “grass waterways” and increase the number of waterway projects to twenty in the next five years with estimated costs of \$5,000 per waterway and 20 hours staff time per waterway.*
- 4. Objective 1.23 – delete “grant to Prairie Ecology Bus”*

- II. Mark Hanson
MPCA Watershed Project Manager*

February 24, 2017
Email

1. *PART I, Subpart 1B1: Change “six” to “seven” lakes and add “Talcot” to the lakes listed*
2. *PART I, Subpart 1B4: Add “Talcot” to last sentence after “Lime”*
3. *PART I, Subpart 2E (Table): Redwood River – add “X” under Fecal Coliform column*
4. *PART II, Subpart 1C2: 1.8 – Change “the WRAPS” to “TMDL/WRAPS”*
5. *PART II, Subpart 1C2: 1.9 – Delete all and replace with the following: “Participate and assist the development of the TMDL/WRAPS for the Redwood and Cottonwood River watersheds, under the leadership of RCRC, and any subsequent efforts, such as IWIP.”*

(The reason is there will not be a implementation plan developed (as stated in 1.9.1), but rather it will be part of the WRAPS and the turbidity TMDLs (as stated in 1.9.3) will also be in the New TMDL/WRAPS. This is why I add the TMDL in the recommended sentence.)

9:37 a.m. Chairman Kluis opened the public hearing. Four members of the public were present.

Dean Pearson, landowner, spoke regarding a water retention structure he had put in on his property. There were no other comments from the public.

It was moved by Thiner, seconded by Jens and passed to approve adopting the 2017 water plan update with the proposed amendments.

9:48 a.m. The public hearing was closed.

County Recorder Evey Larson gave an update on the MACO annual conference.

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

EDA Director Amy Rucker reviewed a broadband feasibility study proposal.

It was moved by Jens, seconded by Gunnink and passed to approve a Broadband feasibility study, pending receipt of the a Blandin Foundation Robust Network Feasibility Fund grant with the county paying the other half from the EDA revolving loan fund pending EDA Board approval.

Community Relations Coordinator Christy Riley gave an update on an Explore MN Tourism State Conference and National Pheasant Fest.

It was moved by Thiner, seconded by Jens and passed to approve setting a bid opening date for HSIP striping project, SP 51-070-004, for 10:30 a.m. on April 4, 2017.

It was moved by Thiner, seconded by Jens and passed to approve purchasing tires for the highway department loader.

Opposed: Gunnink
Motion carried 3 to 1.

Jeff Salmon was present to discuss the easement of the Lake Shetek Aerator shed. County Attorney Smith will draft a document to approve selling the shed on Jeff Soloman's property to him for \$1.00 and with a new easement as necessary for new aeration.

It was moved by Thiner, seconded by Gunnink and passed to approve accepting the resignation of Sheriff's Office Administrative Assistant Jenna Mollema's resignation effective February 20, 2017.

It was moved by Thiner, seconded by Jens and passed to approve the updated position description for the Sheriff's Office Administrative Assistant.

It was moved by Jens, seconded by Gunnink and passed to approve beginning the recruitment process for the Sheriff's Office administrative assistant.

It was moved by Thiner, seconded by Gunnink and passed to approve updated Policy #303.

It was moved by Thiner, seconded by Jens and passed to approve updated policy #729.

Voting in Favor: Thiner, Jens, Gunnink

Abstained: Kluis

Motion carried 3 to 0.

The Board asked the Wellness Committee to return and explain the Sick Leave for Fitness Policy.

The Commissioners gave their committee reports for the period of January 29, 2017 to February 11, 2017 and February 12, 2017 to February 25, 2017.

James Jens reported on Water Management Meeting and SAWS (Partial Per Diem Claimed) – February 13, Commissioner Board Meeting (Partial Per Diem Claimed) – February 14, Health and Human Services and AMC (No Per Diem Claimed) – February 15, AMC Conference – February 16 & 17, Hospital Finance Committee and Personnel Meeting (Partial Per Diem Claimed) – February 20, Hospital Board Meeting (Partial Per Diem Claimed) - February 22.

Gerald Magnus had no report.

Lori Gunnink reported on SAWS (Partial Per Diem Claimed) – February 13, Commissioner Board Meeting (Partial Per Diem Claimed) – February 14, AMC Travel – February 15, AMC Conference – February 16 & 17.

David Thiner reported on Water Plan Meeting (Partial Per Diem Claimed) – February 13, Commissioner Board Meeting – February 14, AMC Conference – February 15 – 17, Heron Lake Watershed Meeting (Partial Per Diem Claimed) – February 21, Extension Meeting (Partial Per Diem Claimed)- February 22.

Glenn Kluis reported on Hospital Board Meeting (Partial Per Diem Claimed) – January 30, Regional Development (Partial Per Diem Claimed) – February 4, Commissioner Board Meeting (Partial Per Diem Claimed) – February 7.

It was moved by Jens, seconded by Gunnink and passed to approve the Commissioner Vouchers for the period of January 29, 2017 to February 11, 2017 and February 12, 2017 to February 25, 2017.

Murray County School Superintendent Joe Meyer was present to propose the following to the County Board regarding the Murray County Central gymnasium expansion project:

The School District would like a stipulation, because there would need to be some public input and possibly a referendum vote. If the project was voted down the School District would deed the property back to the county at the School District's expense.

Murray County School Board agrees to the following language: Amend Paragraph 1(a)6 to read as follows:

Construction of an additional paved parking lot on the seller's property that would be approximately a total of 2,646 square feet in area east and west of the current paved parking lot. The parking lot shall be constructed with at least 8 inches of base and 4 inches of blacktop; and

Amend Paragraph 1(a)7 to read as follows:

Construction of an 24 foot wide access road with at least 8 inches of base and 4 inches of blacktop connecting the parking lot on the Property to Juniper Avenue. The access road shall be paved with curb and gutter on both sides of the road. Spillways shall be installed on the south side of the road, an access on the north side of the road near Juniper Avenue, and with adequate and appropriate drainage. All plans for construction of the access road shall be approved by the County Engineer prior to construction beginning. *Murray County School Board Counter Proposal: Curb and gutter on the North Side or a 4-foot-high chain link fence as opposed to both sides.*

Murray County School Board agrees to the following language: Amend Paragraph 1(b) to read as follows:

Seller shall grant Buyer the option to lease the parking lot space on the Seller's Property, as well as the playground area, at a rate of one thousand dollars (\$1,000.00) per year, for twenty years from the execution of this Agreement. The terms of the lease shall mirror those of the current lease agreement between the parties, attached as Exhibit C. This option is valid for one year after the execution of this Agreement.

Murray County School Board agrees to the following language: Amend Paragraph 1(c) to read as follows:

Pay the additional purchase price of thirty-eight thousand dollars (\$38,000.00).

Murray County School Board agrees to the following language: Under 1. Consideration after buyer's obligations add the following:

The seller, at its cost, shall:

- (a) Erect a catch fence along the north side of the racetrack with materials provided by the Murray County Racing Association.
- (b) Erect a wooden privacy fence between the catch fence and the south side of the access road.

The County Board discussed the counter proposal.

It was moved Thiner, seconded by Gunnink to stand by the County Board proposal presented at the January 24, 2017 County Board meeting.

Voting in Favor: Thiner, Gunnink, and Jens

Opposed: Kluis

Motion carried 3 to 1.

11:55 a.m. The meeting was adjourned.

ATTEST:

Aurora Heard, County Coordinator

Glenn Kluis, Chairman of the Board