

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
April 16, 2013 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Gerald Magnus, John Giese, Robert Moline, 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.

No conflict of interest identified.

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

It was moved by Giese, seconded by Moline and passed to approve the agenda as modified

It was moved by Jens, seconded by Moline and passed to approve the April 9, 2013 minutes.

Ditch Petitions

#2013-002 (C/JD 32, 34- Holly Township, Jens)

A motion was made by Jens, seconded by Giese and carried that the Commissioners appointed as Inspectors in and for the County of Murray, are hereby instructed to examine and inspect that portion of the foregoing described County and Judicial Ditches, lying within the County of Murray, for the purpose of determining what repairs are necessary, and if deemed necessary, to prepare either a cost estimate of said repair, or order said repairs to be made, with a report to be given thereon at a Murray County Board of Commissioner’s meeting, held in the Commissioners Room of the Murray County Government Center, Slayton, Minnesota.

Final Payment LEC

It was moved by Giese, seconded by Magnus and passed to authorize Pay Request # 11 for \$4,000 to Salonek Concrete and Construction as final payment on the 2012 Sheriff’s Office Addition/Renovation project.

RCRA Appropriation

It was moved by Jens, seconded by Giese and passed to approve a 25% increase to the JPO agreement expiring on June 30, 2013 for an increase of \$810.00 and a total RCRA appropriation of \$4,050.00.

West Lake Sarah Park Name Change

It was moved by Moline, seconded by Jens and passed to approve a name change for West Lake Sarah to Sundquist Park at West Lake Sarah.

Seven Mile Park – Sand Volleyball Courts

It was moved by Moline, seconded by Magnus and passed to authorize an expenditure of \$2500 to install up to two (2) sand volleyball courts at Seven Mile Park in Fulda, further moving that expenditures above \$2500 be offset through private donations, also further moving that installation will begin after private donations are secured.

Budget Summary for:	01-521-524-6304	Seven Mile Lake/Fulda Park (Building Repairs)
Budgeted in 2013	\$ 2,500.00	
Other 2013 Expenditures:	\$ -	
Balance Before Request:	\$ 2,500.00	
Requested Purchase Amount:	\$ 3,700.00	*(2 Sand Volleyball Courts @ \$1850 each)
2013 Budget Balance:	\$ (1,200.00)	If donations are not received, the county would only install 1 court in 2013

Avoca Dam

It was moved by Thiner, seconded by Moline and passed to approve for Justin Hoffman to contact Bolton & Menk and Hegeseth to obtain an estimate for replacing the Avoca dam.

Justin Hoffman and Jim Reinert reviewed damage caused by the ice storm last week.

Jan Voigt gave the Heron Lake Watershed annual update – No Board action was taken.

Leslie Heen gave an update on Pioneer Public Television.

Open Forum – No members of the public were present.

The Commissioners gave their committee reports for the period of March 31, 2013 to April 13, 2013.

John Giese reported on Personnel Meeting – April 1, Personnel Meeting – April 3, Ditch Viewer Meeting and Fair Board Meeting (Partial Per Diem Claimed) – April 4, Commissioner Board Meeting and Hospital Meeting – April 9.

Gerald Magnus reported on Personnel Meeting – April 1, Personnel Meeting – April 3, Ditch Viewer Meeting and Inspect Avoca Dam – April 4, Insurance Committee Meeting – April 5, SRDC Transportation Meeting (No Per Diem Claimed) – April 8, Commissioner Board Meeting – April 9, SWRDC Transportation Meeting (No Per Diem Claimed) – April 12.

Robert Moline reported on RCRC Meeting and Area II and Fair Board Meeting and Parks (Partial Per Diem Claimed) – April 4, Insurance Committee Meeting – April 5, Supporting Hands Nurse Family Partnership Meeting – April 8, Commissioner Board Meeting – April 9.

David Thiner reported on Environmental Land Use Meeting – April 3, Ditch Viewer Meeting and Fair Board Meeting – April 4, Commissioner Board Meeting – April 9, Disaster Storm Meeting (No Per Diem Claimed) – April 12.

James Jens reported on Land Use Meeting – April 3, Parks and Recreation Meeting and Fair Board Meeting and Ditch Viewer Meeting – April 4, Murray County Fire Department Drill (No Per Diem Claimed) – April 6, Historical Meeting – April 8, Commissioner Board Meeting – April 9, Murray County Soil & Water Meeting – April 11.

It was moved by Jens, seconded by Giese, and passed to approve the Commissioner Vouchers for the period of March 31, 2013 to April 13, 2013.

At 10:30 a.m. the Board Chair called for bids for project number CP 02-13 for county-wide striping project.

Company	Bid Amount
AAA Striping Service	\$ 87,680.00
Fahrner Asphalt Sealers LLC	\$120,149.56
Traffic Marking Services, Inc.	\$ 88,838.42
Traffic Solutions Inc.	\$113,286.00

The bids were taken to the Highway Department for tabulation and proofing.

It was moved by Moline, seconded by Giese and passed to approve and authorize the Board Chair, County Auditor/Treasurer and County Attorney to sign a construction contract with Sweetman Sand & Gravel Inc. for the gravel crushing project, CP 01-13.

It was moved by Giese, seconded by Magnus and passed to approve and authorize the Board Chair, County Auditor/Treasurer and County Attorney to sign a construction contract with Duinink Inc. for the overlay projects, SAP #'s 51-610-15, 51-612-14, 51-628-16, 51-629-29 & 51-630-22.

It was moved by Moline, seconded by Thiner and passed to approve setting a bid opening date for seal coat project, CP 03-13 for May 21, 2013 at 10:30 a.m.

It was moved by Moline, seconded by Jens and passed to approve setting a bid opening date for CSAH 21 bridge and grading project, SAP 51-621-10 for May 21, 2013 at 10:30 a.m.

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

Resolution 2013-04-16-01
MNDot Master Partnership Contract

Whereas, The Minnesota Department of Transportation wishes to cooperate closely with local units of government to coordinate the delivery of transportation services and maximize the efficient delivery of such services at all levels of government; and

Whereas, Mn/DOT and local governments are authorized by Minnesota Statutes sections 471.59, 174.02, and 161.20, to undertake collaborative efforts for the design, construction, maintenance and operation of state and local roads; and

Whereas: the parties wish to be able to respond quickly and efficiently to such opportunities for collaboration, and have determined that having the ability to write “work orders” against a master contract would provide the greatest speed and flexibility in responding to identified needs.

Therefore, be it resolved:

1. That the County of Murray enter into a Master Partnership Contract with the Minnesota Department of Transportation, a copy of which was before the Board.
2. That the proper County officers are authorized to execute such contract, and any amendments thereto.
3. That the County Engineer is authorized to negotiate work order contracts pursuant to the Master Contract, which work order contracts may provide for payment to or from Mn/DOT, and that the County Engineer may execute such work order contracts on behalf of the County without further approval by this Board.

The foregoing resolution was duly seconded by Commissioner Magnus, and thereupon being put to a vote all members of the Board voted for its adoption.

Jim Reinert gave an update on the CVSO spring conference.

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

Resolution 2013-04-16-02
Presidential Disaster Declaration Request

WHEREAS the severe weather impacted the population of Murray County and its cities; and

WHEREAS the severe weather event has caused a significant amount of public property damage; and

WHEREAS the Murray County Department of Emergency Management requests the Murray County Board of Commissioners to request a Presidential Disaster Declaration for FEMA Public Assistance and Hazard Mitigation for the severe weather event of 2013;

NOW, THEREFORE, BE IT RESOLVED, that the Murray County Board of Commissioners request a Presidential Disaster Declaration for FEMA Public Assistance and Hazard Mitigation for conditions resulting from the severe weather event of April 2013.

The foregoing resolution was duly seconded by Commissioner Giese, and thereupon being put to a vote all members of the Board voted for its adoption.

It was moved by seconded by and passed to approve to authorize the County Engineer and Emergency Management Director to hire a licensed and insured contractor to trim trees over county roads that are causing a life /safety concern as a result of the ice storm.

The board discussed the county cleaning up trees on county roads and the parks.

It was moved by Moline, seconded by Giese and passed to approve the County Engineer and Emergency Management Director to hire a licensed and insured contractor to trim trees over county roads that are causing a life /safety concern as a result of the ice storm.

The meeting was recessed at 11:38 a.m.

12:58 p.m. The meeting was called back to order.

Lisa Saner emailed and verified the bids tabulated correctly for Project Number CP 02-13.

It was moved by Moline, seconded by Jens and passed to approve the low bid of \$87,680.00 for project number CP 02-13 and award the project to AAA Striping Services.

County Ditch 22

Members of the public present: Jeff Braegelmann, Robert McCoy, John Meyer, Jeff Meyer, Dave McClellan, Jan McClellan, George Erbes, Mikes Erbes, Duane Campbell, Kendal Cooreman, Cole Cooreman, and Kevin Vickerman.

Discussion included following items:

- History of County Ditch 22
- County Ditch 22 was started in 1999 and finished in 2001.
- Amount of right of way purchased from the Meyers
- Surveyor vs. aerial photos to obtain measurements
- Repairing the berm
- Cleaning a part of the ditch
- Replanting the buffer strip, who pays for the seed?
- Ditch benefits
- Putting a bigger pipe in

The following maps were reviewed:



After lengthy discussion on County Ditch 22, specifically in Section 13-Shetek Township all parties present reached a consensus on the following:

1. Cooreman Contracting will clean the open ditch in Section 13, south of 211th street on the west side of the ditch and build a berm in this area. This expense will be paid by the ditch system.
2. Cooreman Contracting will build a berm in Section 13 west of 240th avenue on the south side of the ditch and install a surface water pipe. This expense will be paid by the ditch system.

3. The buffer strips in Section 13 will be re-established. Duane Campbell and John Meyer will provide the equipment and labor to dig, plant and pack the seed. The ditch system will pay for the seed. Boundaries of the agreed-upon buffer strip will be marked. If the boundaries are encroached upon, the landowner will be responsible to re-establish the grass strip at his/her expense.

The meeting was adjourned at 2:44 p.m.

ATTEST: _____
Aurora Heard, Murray County Coordinator

Gerald Magnus, Chairman of the Board