

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
September 20, 2016 8:30 a.m.

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

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 Kluis, seconded by Moline and passed to approve the agenda as modified.

No conflicts of interest were identified.

It was moved by Magnus, seconded by Jens and passed to approve consent agenda item 1.

Consent Agenda

1. Approval of the Minutes from September 6, 2016
2. Approval of the Minutes from September 14, 2016

A motion was duly made by Moline, seconded by Kluis and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated September 20, 2016 with fund totals as follows and warrants numbered 150706 – 150769:

County Revenue Fund	54,508.26
County Road & Bridge Fund	13,748.68
Ditch	92.00
Self-Insurance	1,348.00
Sunrise Terrace	932.48
SAWSD	148.00
 Total	 70,777.42

A motion was made by Magnus, 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>Gass Trenching</u>					
	CD 37	522.00	2010-003	*Sauer/Thiner	5-Thiner
	Subtotal	522.00		*Landowner has signed to verify work is complete	
<u>Johnson Ditching</u>					
	CD 40	488.00	2014-082	Invoice for Wally Johlfs work	5-Thiner
	Subtotal	488.00			
<u>Larson Backhoe Service</u>					
	CD 82	1,459.64	2016-014	Konkol (ok'd 9-14-16)	1-Jens
	Subtotal	1,459.64			
<u>LJG Backhoe LLC</u>					
	CD 20	405.65	2016-049	Konkol (ok'd 9-14-16)	2-Moline
	Subtotal	405.65			
<u>Bolton & Menk, Inc.</u>					
	CD 61	17,632.00		Improvement	
	Subtotal	17,632.00			
<u>Rinke Noonan</u>					
	Admin	200.00		Monthly Retainer Fee	
	CD 73	490.00		Improvement	
	JD3	6,978.17		Appeal on Improvement Project	
	Subtotal	7,668.17			
	Total for All Ditch Bills	28,175.46			

It was moved by Moline, seconded by Jens and passed to set the values for the 2016 Forfeited Land Sale Parcels as follows:

Parcel Identification Number	Value
07.010.004.1	\$12,000
29.016.004.0	\$50.00 (Held over from 2015 sale; \$50)
29.370.004.0	\$2,000 (Held over from 2015 sale; \$7,000)
23.170.002.0	\$10.00 (Held over from 2015 sale; \$100)
21.028.004.0	\$1,500
25.300.037.0	\$10,000
27.100.004.0	\$500.00

Information for County Ditch 63

- Located in Skandia Township (Sections 3, 4, 9, 10, 15 & 16)
- Petitioned as new drainage system on January 18, 1919
- Constructed in 1919-1920 (for \$16,058)
- Entirely underground tile
- Original Benefitted Acres: 246.00
- Original Benefit Amount: \$22,002.20
- Benefits on 16 parcels; 18 – 40 acre tracts or road crossings
- Approximate current *per acre* value \$6,848.19

Commissioner Jens introduced the following findings of fact and order and moved its adoption:

**BEFORE THE MURRAY COUNTY BOARD OF
COMMISSIONERS ACTING AS DRAINAGE AUTHORITY
FOR COUNTY DITCH #63**

**Findings of Fact and Order Concerning
Redetermination of Benefits, Pursuant to
Minnesota Statutes 103E.351**

WHEREAS, the original benefits for County Ditch #63, as determined in the original drainage proceedings, do not reflect reasonable present day values and the benefitted or damaged areas may have been changed.

NOW, THEREFORE, the Murray County Board of Commissioners, acting as Drainage Authority for Murray County Ditch #63, hereby orders the Redetermination of Benefits for County Ditch #63 and appoints Jim Wiedeman, Steve Johnson, and Duane Bendexin as viewers.

Dated this 20th day of September, 2016.

MURRAY COUNTY BOARD OF
COMMISSIONERS ACTING AS DRAINAGE
AUTHORITY FOR MURRAY COUNTY
DITCH #63

By _____
Its Chairperson

The foregoing order was duly seconded by Commissioner Moline and thereupon all members voted in favor.

Information for County Ditch 40

- Located in Belfast Township (Sections 19,30 and 31) and Bondin Township (Sections 23, 24, 25 and 36)
- Petitioned as new drainage system on October 5, 1915
- Constructed in 1919-1920 (for \$16,058)
- Combination of open ditch and underground tile
- Redetermination of Benefits on December 2, 1982
- 1982 Redetermined Benefitted Acres: 264.00
- 1982 Redetermined Benefit Amount: \$64,974.23
- Benefits on 35 parcels; 53 – 40 acre tracts or road crossings
- Approximate current **per acre** value \$7,878.86

Commissioner Moline introduced the following findings of fact and order and moved its adoption:

**BEFORE THE MURRAY COUNTY BOARD OF
COMMISSIONERS ACTING AS DRAINAGE AUTHORITY
FOR COUNTY DITCH #40**

**Findings of Fact and Order Concerning
Redetermination of Benefits, Pursuant to
Minnesota Statutes 103E.351**

WHEREAS, the original benefits for County Ditch #40, as determined in the original drainage proceedings, do not reflect reasonable present day values and the benefitted or damaged areas may have been changed.

NOW, THEREFORE, the Murray County Board of Commissioners, acting as Drainage Authority for Murray County Ditch #40, hereby orders the Redetermination of Benefits for County Ditch #40 and appoints John Schueller, Kevin Vickerman, and Luke Olson.

Dated this 20th day of September, 2016.

MURRAY COUNTY BOARD OF
COMMISSIONERS ACTING AS DRAINAGE
AUTHORITY FOR MURRAY COUNTY
DITCH #40

By _____
Its Chairperson

The foregoing order was duly seconded by Commissioner Magnus and thereupon all members voted in favor.

It was moved by Moline, seconded by Magnus and passed to set the Final Hearing for the Improvement of Judicial Ditch 8 (Petition #2014-085) for Thursday, November 17, 2016 at 1:00 p.m. in the Commissioner Room of the Murray County Government Center.

It was moved by Moline, seconded by Jens and passed to set the hearing date for the Redetermination of Benefits for Murray County Judicial Ditch No. 19 for Thursday, November 17, 2016 at 11:30 a.m. in the Commissioner Room of the Murray County Government Center and to set the hearing date for the Redetermination of Benefits for Murray County Ditch No. 6 for Thursday, November 17, 2016 at 12:00 p.m. in the Commissioner Room of the Murray County Government Center.

It was moved by Magnus, second by Jens and passed to set a hearing for the partial abandonment (M.S. §103E.806) of Murray County Ditch 30 for October 18, 2016 at 9:15 a.m. in the Commissioner Room of the Murray County Government Center (Petition #2016-053).

It was moved by Moline, seconded by Kluis and passed to accept a \$489.33 donation from Modern Woodmen of America Chapter 487 restricted for the purpose of offsetting expenditures for dock repairs at Lake Sarah East Park (receipt code: 01-521-522-5760).

It was moved by Jens, seconded by Kluis and passed to approve the 2017 Snowmobile Maintenance Grant Agreement (Grant Amount: \$27,535.20), further moving to authorize the Board Chair and Auditor-Treasurer to sign the agreement on behalf of the County

Commissioner Kluis introduced the following resolution and moved its adoption:

Resolution 2016-09-20-01
Resolution Approving Grace Period for New Uniform Guidance

WHEREAS, the Uniform Guidance (Super Circular) is new federal guidance effective for federal awards made after December 24, 2014, and

WHEREAS, non-federal entities must update their procurement policies to conform with the new procurement, suspension and debarment requirements identified in 2 CFR sections 200.318 through 200.326, and

WHEREAS, non-federal entities can choose to implement a 2-year grace period and not comply with the new procurement standards for the years 2015 and 2016.

NOW THEREFORE BE IT RESOLVED, that Murray County hereby approves a grace period for the implementation of the new Uniform Guidance (Super Circular) procurement standards for 2015 and 2016.

The foregoing resolution was duly seconded by Commissioner Magnus with all members voting in favor.

9:20 a.m. The County Board recessed for the JD 12 Joint Board Meeting with Nobles County

9:51 a.m. The County Board meeting was called back to order.

- *Petition #2016-054 (CD 7: 15, Cameron Twp., District 2-Moline)*

A motion was made by Moline, seconded by Magnus and carried that the Commissioners in conjunction with the appointed ditch inspector in and for the County of Murray, have examined and inspected 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 ordered said repairs to be made, by this report given thereon at a Murray County Board of Commissioner's meeting, held in the Commissioners Room of the Murray County Government Center, Slayton, Minnesota.

Petition #2016-055 (CD 18, 29 & 32 Mason Twp., District 1-Jens) – Tabled until September 27, 2016

- *Petition #2016-056 (JD 20A, 12, Shetek Twp., District 1 Jens)
and (JD 28, 12, Shetek Twp., District 1 Jens)*

A motion was made by Jens seconded by Magnus and carried that the Commissioners in conjunction with the appointed ditch inspector in and for the County of Murray, have examined and inspected 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 ordered said repairs to be made, by this report given thereon at a Murray County Board of Commissioner's meeting, held in the Commissioners Room of the Murray County Government Center, Slayton, Minnesota.

10:05 a.m. Open Forum/Public Comment – No members of the public were present

The County Board discussed a dedication ceremony for U.S. Fish and Wildlife land for former Commissioner John Giese.

It was moved by Jens, seconded by Magnus and passed to approve any Commissioner attend the WPA land dedication ceremony for Commissioner Giese at 11:00 a.m. on October 1, 2016 located 18 miles west of Windom on Hwy. 62 at the 6 mile marker.

It was moved by Moline, seconded by Thiner and passed to have the Commissioners appointed to Building Committee negotiate with MMC school regarding the gymnasium expansion and to invite the following to attend: EM Director Landsman, County Engineer Groves, the Chair of the Ag Society Board, Chair of Fairgrounds Advisory, City of Slayton Representative, Racing Association Representative, and the Architect, and others as determined necessary.

It was moved by Moline, seconded by Jens and passed to approve the updated Park Board bylaws.

It was moved by Magnus, seconded by Jens and passed to approve the retirement of Terry Johnson, Lead Mechanic, effective December 31, 2016.

It was moved by Jens, seconded by Kluis and passed to approve changing to Health Partners dental effective January 1, 2017 and authorize Coordinator Heard to complete the necessary paperwork.

It was moved by Moline, seconded by Jens and passed to approve any Commissioner attend the Strategic Planning meeting at the Museum at 5:00 p.m. on September 28, 2016.

It was moved by Magnus, seconded by Jens and passed to approve sending layoff notices to Soil and Water employees, as Soil and Water will be receiving an appropriation, with the following effective dates: Ken Bickner – September 30, 2016; Craig Christensen – December 31, 2016; Shelly Lewis – December 31, 2016.

It was moved by Kluis, seconded by Jens and passed to approve the Water Resources Technician job description.

It was moved by Thiner, seconded by Magnus and passed to approve advertising for the Water Resources Technician position until the position is filled.

The Commissioners gave their committee reports for the period of August 28, 2016 to September 10, 2016.

Glenn Kluis reported on Buffer Meeting and Personnel Meeting – August 29, Building Committee Meeting – August 30, Comp Water Use Meeting – August 31, Personnel Meeting (Partial Per Diem Claimed) – September 7, Preconstruction Meeting - September 8, Personnel Meeting – September 9.

Gerald Magnus reported on Forfeited Lands (Partial Per Diem Claimed) – September 3, Commissioner Board Meeting – September 6, Comp Study Meeting – September 7, SRDC Meeting (No Per Diem Claimed) – September 8, EDA Meeting (No Per Diem Claimed) – September 9.

Robert Moline reported on Buffer Meeting – August 29, Southwest Health and Human Services (No Per Diem Claimed) – August 30, Southwest Health and Human Services (No Per Diem Claimed) – August 31, RCRCA and Area II – September 1, Commissioner Board Meeting – September 6, Mental Health & Southwest Health and Human Services (No Per Diem Claimed) – September 9.

David Thiner reported on Personnel Committee – August 29, Water Resources - August 31, Commissioner Board Meeting – September 6, Compensation Class Study and Personnel - September 7, Regional Advisory Extension – September 8, Personnel Meeting – September 9.

James Jens reported on Buffer Meeting – August 29, Building Committee – August 30, Water Management – August 31, Commissioner Board Meeting – EDA Meeting (No Per Diem Claimed) – September 7, Pre-Construction Meeting for Roof and Extension Meeting – September 8, EDA Meeting (No Per Diem Claimed) – September 9.

It was moved by Jens, seconded by Kluis and passed to approve the Commissioner Vouchers for the period of August 28, 2016 to September 10, 2016.

1:00 p.m. County Ditch 22 Informational Meeting

The County had an informational meeting for County Ditch 22.

1:58 p.m. County Ditch 22 Informational Meeting Adjourned

2:00 p.m. The meeting was called back to order

2:00 p.m. Commissioner Jens was excused

It was moved by Moline, seconded by Magnus and passed to approve a Special Meeting for CD 22 on November 17, 2016 at 2:00 p.m.

2:30 p.m. Commissioner Jens returned to the meeting.

It was moved by Moline, seconded by Kluis and passed to approve a change order in the amount \$4,000 for a drain on the roof.

3:30 p.m. The meeting was adjourned.

Attest: Aurora Heard, County Coordinator

David Thiner, Chairman of the Board