

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
January 24, 2017 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Lori Gunnink, Gerald Magnus, James Jens, David Thiner, and Glenn Kluis. Also present Aurora Heard, County Coordinator, and Heidi Winter, Auditor-Treasurer and 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 Magnus, seconded by Jens and passed to approve the agenda as modified.

No conflicts of interest were identified.

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

1. Approve Minutes from January 17, 2017.

A motion was made by Thiner, 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>Ditch #</u>	<u>Amount</u>	<u>Petition #</u>	
<u>Rinke Noonan</u>				
	JD 3	11,902.50	2012-018	Appeal on Improvement Project
	Subtotal	<u>11,902.50</u>		
	Total for All Ditch Bills	<u>11,902.50</u>		

Commissioner Jens introduced the following resolution and moved its adoption:

Resolution 2017-01-24-01
Resolution of the Murray County Drainage Authority
Accepting a Petition and Appointing an Engineer for the
Improvement to Portions of County Ditch No. 22

WHEREAS, a petition for the improvement to portions of County Ditch No. 22 was filed with the Murray County Auditor on January 6, 2017; and

WHEREAS, the Murray County Attorney has made a preliminary review of the Petition, pursuant to Minnesota Statutes 103E.238, determining that the requirements of the Petition and Bond have been met and hereby refers the petition to the drainage authority; and WHEREAS, it is the desire of the Petitioners that an engineer be appointed to proceed and prepare a preliminary Engineering Report.

NOW THEREFORE BE IT RESOLVED, by the Murray County Drainage Authority, that the Petition for Improvement to County Ditch No. 22 is hereby accepted.

BE IT FURTHER RESOLVED, that pursuant to Minnesota Statutes § 103E.241, Bill Helget is appointed as the qualified engineer on this Improvement to County Ditch No. 22.

ALSO BE IT FURTHER RESOLVED, that cash payments from the petitioners totaling a \$10,000 be accepted in lieu of bond.

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

It was moved by Magnus, second by Jens and passed to set the Final Acceptance Hearing for the County Ditch 61 Improvement for March 7, 2017 at 11:00 a.m..

It was moved by Jens, seconded by Gunnink and passed to approve an LG220 Application for Exempt Permit for the Lake Shetek Sportsmen's Association for a raffle to take place on May 20, 2017 at Key Largo Restaurant and Bar, further authorizing the Board Chair to sign the permit on behalf of the County.

It was moved by Jens, seconded by Magnus and passed to authorize the purchase of a new yard tractor based on government pricing for the maintenance department mowers from Murray County Implement for \$20,525.00 to be paid from account code: 01-110-111-6650.

Budget Summary for: 01-110-111-6650

<i>Murray County</i>	
<i>Implement</i>	
Budgeted in 2017	\$ 20,000.00
Other 2017 Expenditures:	\$ -
Balance Before Request:	\$ 20,000.00
Requested Purchase Amount:	\$ 20,525.00
2017 Budget Balance:	\$ (525.00)

It was moved by Magnus, seconded by Thiner and passed to approve an expenditure of up to \$20,000 to Len's Awning and Canvas to replacing the two solar panel curtains and automation on the government center and to bring back to the County Board for ratification at the next meeting.

It was moved by Magnus, seconded by Kluis and passed to approve Commissioner Gunnink and Commissioner Jens to review the Clear Lake Draw down structure for JD 6.

Janet Timmerman, Museum Coordinator, gave the annual museum update.

It was moved by Magnus, seconded by Jens and passed to approve a quote from Digital Plains for a wireless project at the Human Services building in an amount up to \$3,500.00.

It was moved by Thiner, seconded by Gunnink and passed to approve to not renew the wellness contract with Marsh and McLennan.

It was moved by Thiner, seconded by Kluis and passed to approve the \$4.00 per insurance contract per month that was being paid to Marsh & McLennan for the wellness contract be divided as follows: \$2.00 will go into the wellness fund and \$2.00 will go into the insurance fund.

It was moved Thiner, seconded by Gunnink and passed to approve and authorize the Board Chair sign the 2016 pay equity report.

10:00 a.m. Open Forum/Public Comment. John and Jeff Meyer spoke regarding County Ditch 22.

It was moved by Thiner, seconded by Jens and passed to approve increasing the Commissioner contribution to the MSRS health care savings plan to \$125.00 bi-weekly.

It was moved by Magnus, seconded by Kluis to approve the updated policy #729, Elected Officials Health Care Savings Plan.

It was moved by Thiner, seconded by Gunnink and passed to approve hiring Steve Muecke as a highway mechanic at a labor grade 9, step2, with employee receiving a Class A Commercial Driver's license by May 1, 2017 and a start date of February 1, 2017.

It was moved by Jens, seconded by Magnus to approve the 2017 wellness committee request excluding the sick leave for wellness policy.

It was moved by Thiner, seconded by Jens and passed to approve Coordinator Heard create a medical leave for wellness policy and bring it back to the Board.

It was moved by Thiner, seconded by Jens and passed to approve declaring the following vehicles surplus equipment and authorize the sale via E-bay:

Unit 43 1985 Chevrolet 1-ton pickup- Emergency Management VIN: 1GBHK34J5FS140533

Unit 101 2008 Dodge Durango Sheriff VIN: 1D4HB48208F126798

Unit 104 2008 Dodge Durango –Sheriff VIN: 1D4HB48218F140001

It was moved by Thiner, seconded by Magnus and passed to approve Policy #723, Incidental Leave for Adverse Weather.

Mark Marcy, Homeland Security Emergency Management, presented EM Director/Deputy Sheriff Heath Landsman an Emergency Management Certificate.

It was moved by Magnus, seconded by Kluis and passed to approve any Commissioner attend a Wind tower meeting in Wilmont, on February 2, 2017.

It was moved by Jens, seconded by Magnus and passed to approve appointing Commissioner Thiner as an alternate on JD 12.

11:08 a.m. It was moved by Thiner, seconded by Jens and passed to approve going into closed session pursuant to Minnesota Statute 13 D.05 Subdivision 3, 2 -3, to consider an offer for the sale of county property to Murray County School District for the gymnasium expansion.

Present: Commissioners David Thiner, Lori Gunnink, James Jens, Gerald Magnus, Glenn Kluis, County Coordinator Heard, County Attorney Smith. County Engineer Randy Groves was present via telephone.

12:10 p.m. It was moved by Thiner, seconded by Gunnink and passed to approve coming out of closed session.

It was moved by Thiner, seconded by Gunnink and passed to approve proposing the following to Murray County Central School District:

The County proposes the following modifications to the revised Purchase Agreement presented by the School District to the County Board on January 17, 2017:

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.

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.

Amend Paragraph 1(c) to read as follows:

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

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.

12:12 p.m. The meeting was recessed.

1:00 p.m. Chairman Kluis called the County Board meeting back to order.

1:00 p.m. It was moved by Thiner, seconded by Jens and passed to approve going into closed session pursuant to Minnesota Statute 13 D.05 Subdivision 3, 2 -3, to consider an offer for the sale of county property to Murray County School District for the gymnasium expansion.

Present: Commissioners David Thiner, Lori Gunnink, James Jens, Gerald Magnus, Glenn Kluis, County Coordinator Heard, County Attorney Smith, Murray County Central School Board Members Dan Woldt, Lauren Biegler, Tom Mesner, Tony Clarke, Sue Streff, Robin Gilbertson and Murray County Central School Superintendent Joe Meyer.

1:52 p.m. It was moved by Jens, seconded by Gunnink and passed to come out of closed session.

No action was taken regarding the Murray County School District land purchase proposal.

EDA Director Amy Rucker met with the County Board regarding a broadband feasibility study.

It was moved by Kluis, seconded by Magnus and passed to approve obtaining a quote for a feasibility study at no cost to the county for the parts of Murray County that do not have broadband.

2:09 p.m. The meeting was adjourned.

ATTEST:

Aurora Heard, County Coordinator

Glenn Kluis, Chairman of the Board