

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
March 20, 2018, 8:30 a.m.

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

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

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

No conflicts of interest were identified.

Consent Agenda

1. Approve minutes from March 6, 2018

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

A motion was duly made by Magnus, seconded by Kluis and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated March 20, 2018 with fund totals as follows and warrants numbered

| | |
|---------------------------|-----------|
| County Revenue Fund | 64,381.66 |
| County Road & Bridge Fund | 10,950.62 |
| EDA | 79.00 |
| Ditch | 200.00 |
| Sunrise Terrace | 378.22 |
| | |
| Total | 75,989.50 |

A motion was made by Magnus, seconded by Kluis 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>Bolton & Menk</u> | | | | |
| | JD 8 | 697.50 | JD 8 Improvement | |
| | CD 22 | <u>5,312.50</u> | CD 22 Improvement | |
| | Subtotal | <u>6,010.00</u> | | |
| <u>Murray County Treasurer</u> | | | | |
| | Admin | <u>49.51</u> | Buffer Strip Enforcement Mailing Costs | |
| | Subtotal | <u>49.51</u> | | |
| <u>Rinke Noonan, Attorneys at Law</u> | | | | |
| | CD 22 | 671.00 | CD 22 Improvement | |
| | Admin | <u>200.00</u> | Monthly Retainer | |
| | Subtotal | <u>871.00</u> | | |
| | Total for All Ditch Bills | <u>6,930.51</u> | | |

It was moved by Jens, seconded by Gunnink and passed to approve the following county 3.2 Beer and Liquor License Renewals for 2018, contingent upon receipt of all paperwork received in the Office of the Auditor-Treasurer:

- 3.2 Malt Liquor "On and Off Sale" License No. 6 to Rolling Hills Golf Club, Inc
- 3.2 Malt Liquor "On and Off Sale" License No. 1 to Carlson Corner
- 3.2 Malt Liquor "On and Off Sale" License No. 4 to Michael Ruppert d/b/a/ Rupper Oil Company
- 3.2 Malt Liquor "On and Off Sale" License No. 5 to Peter Bloemendaal d/b/a Pete's Corner
- 3.2 Malt Liquor "Off Sale" License No. 9 to Chandler Cooperative d/b/a Cenex Convenience Store
- 3.2 Malt Liquor "On and Off Sale" License No. 13 to Roger Hamann d/b/a Trails Edge General Store
- Liquor "On Sale" and Sunday "On Sale" License No. 3 to Rolling Hills Golf Club, Inc

It was moved by Gunnink, seconded by Kluis and passed to grant a general tax abatement under M.S. § 375.192 for parcel # 07.011.0060 (Carl Russell Pilegaard) as follows:

- 2016 payable 2017: \$70.00
- 2017 payable 2018: \$70.00 (after 2018 taxes are paid in full)

A motion was made by Gunnink, 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 #2018-001 (JD 14, Chan. Twp. Sec. 24, Chanarambie Twp. Sec. 19, District 2 – Gunnink)

Ditch Inspector Howard Konkol gave an update on petition #2018-002 (CD 34, Ells. Twp. Sec. 25, Skandia Twp. Sec. 30, District 2-Gunnink) and petition #2017-011 (CD 29, Shetek Twp. Sec. 25, 26, District 1 – Jens)

Howard Konkol reviewed the warranty letter with Loo Con. Inc. for JD 8 Improvements (risers).

It was moved by Gunnink, seconded by Jens and passed to approve the following warranty letter:

March 8, 2018

Murray County, Minnesota
Heidi Winter, Murray County Auditor/Treasurer
PO Box 57
2500 28th Street
Slayton, MN. 56172-0057

RE: Murray County Judicial Ditch NO. 8 Improvements

Dear Murray County Board,

On behalf of Loo Con, Inc., Prime Contractor, regarding the above mentioned project, we have reviewed the extended 5 year warranty ADS has offered on pipe material and installation warranty from the date the product was ordered. With the following outline on the specifics of the warranty:

- Intake riser pipe at Stations 32+34 and 31+52 show some deformity on the inside.
- ADS will provide total compensation for the contractor up to the amount of the installed estimate of \$6,250.00 that was provided by Cooreman Contracting.
- Replacement of the risers would be considered only if they become non-functional.
- The non-functional product would be removed and replaced with ADS product at the isolated location.

As the Prime Contractor, Loo Con, Inc. will also honor the extended 5 year warranty as requested by the Murray County Board for the above stated warranty.

If you have any questions or concerns, please contact - Brian Loosbrock at 507-360-0046.

Sincerely,



Brian Loosbrock
Loo Con, Inc.
President

CC: Braedy Lueth, ADS
Billy L Helget, Bolton-Menk, Inc.
Cooreman Contracting

It was moved by Thiner, seconded by Gunnink and passed to approve and authorize the Board Chair sign a letter with Pyrotechnic Display Inc., to shoot fireworks off at Seven Mile Park in Fulda during the Wood Duck Festival on June 16th and June 17th as a rain date.

It was moved by Kluis, seconded by Magnus and passed to approve hiring David A Swenson construction to continue the catch fence around turns one and two of the racetrack of 350 feet at a cost not to exceed \$11,000 for labor and concrete and \$5,000 for material.

It was moved by Thiner, seconded by Gunnink and passed to approve going out for bids for work to be done on the blue commercial building at the fairgrounds and to set the bid opening for 10:30 a.m. on April 17, 2018.

Consensus for Parks/Fairgrounds Director Hoffman to obtain quotes for the hoop barn repairs.

Shelly Lewis, Craig Christensen and Mona Henkels met with the County Board and gave a Soil and Water update.

It was moved by Thiner, seconded by Kluis and passed to approve Soil and Water Conservation District's 2018 first quarter appropriation in the amount of \$46,569.75.

It was moved by Thiner, seconded by Kluis and passed to approve the Board Chair sign the 2018 SEH engineering contract for the demo landfill.

10:00 a.m. Open Forum – Public Comment - Several residents were present and had questions and comments regarding the land purchase for the county highway department.

10:30 a.m. Open Forum-Public Comment was closed to open highway department bids.

At 10:30 a.m. the Board Chair called for the bid opening for overlay projects SAP 51-601-15; SAP 51-613-06; CP 102-18 and CP 02-15:

| Company | Bid Amount |
|---------------------------------------|----------------|
| Duininck, Inc. | \$2,151,119.14 |
| Knife River Corporation North Central | \$2,284,688.27 |
| Central Specialties | \$2,183,362.24 |

At 10:35 a.m. the Board Chair called for the bid opening for 2018 seal coat project SAP 51-030-02:

| Company | Bid Amount |
|---|--------------|
| Asphalt Surfaces Technologies Corporation | \$389,038.36 |
| Allied Blacktop Co. | \$566,215.63 |
| Fahrner Asphalt | \$574,627.60 |
| Morris Sealcoat & Trucking Inc. | \$483,763.13 |

At 10:40 a.m. the Board Chair called for the bid opening for 2018 centerline and edgeline striping project CP 01-18

| Company | Bid Amount |
|------------------------------|-------------|
| AAA Striping Service | \$81,469.80 |
| Traffic Marking Service Inc. | \$80,053.72 |

Commissioner Magnus introduced the following resolution and moved its adoption:

RESOLUTION 2018-03-20-01
Highway Department Maintenance Facility Project

WHEREAS, Murray County's current highway department facility lacks adequate equipment storage, shop space and land area to provide for expansion, to meet the needs of the County; and

WHEREAS, Murray County desires to relocate its maintenance facility to a new location and construct a new highway department maintenance facility to meet current and future needs; and

WHEREAS, Murray County has considered several different parcels of land, and has identified one that best fits the project requirements; and

WHEREAS, Murray County desires to use a part of its State Aid construction allocation to help pay for the new maintenance facility; and

WHEREAS, Murray County requests a level of State Aid funding based on the percentage of County State Aid Highway (CSAH) mileage (84%) to total mileage; and

WHEREAS, the total estimated cost for the project is \$12 million, which includes land acquisition, highway department facility construction and architectural/engineering.

NOW, THEREFORE, BE IT RESOLVED, the County of Murray does hereby request the use of its CSAH Construction Account to fund 84% of the highway department maintenance facility project.

BE IT FURTHER RESOLVED, Murray County requests initial State Aid funds to help pay for land acquisition, land development and some engineering costs for Phase One of the project.

ALSO, BE IT FURTHER RESOLVED, Murray County requests continued State Aid payments over a twenty-year period to help pay the State Aid portion of Local Agency Bonding for Phase Two of the remaining project costs.

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

County Engineer Randy Groves will return to the highway department and tabulate the bids for accuracy.

10:53 a.m. Open Forum/Public Comment was reopened for public comment.

There were additional comments and questions regarding the land purchase for the highway department.

10:57 a.m. Open Forum was closed.

Dominic Jones, Red Rock Rural Water Systems Manager and Jay Takle Red Rock Rural Water Systems Board member were present to discuss a Red Rock Rural Water System Lakes Area Expansion Project. They are anticipating a \$16,000 connection fee per member and serving up to 320 rural homes. The project is anticipated to take three years to complete.

It was moved by Jens, seconded by Magnus and passed to approve a letter of support for the Red Rock Rural Water systems expansion that will be reviewed at March 27, 2018 County Board meeting.

County Engineer Groves emailed the following regarding the highway projects:

The overlays have two corrections. Central Specialties total bid amount is actually \$2,182,671.54 and the Duinink Inc. total bid amount is actually \$2,151,119.15.

It was moved by Thiner, seconded by Kluis and passed to approve the following 2018 overlay projects SAP 51-601-15; SAP 51-613-06; CP 102-18 and CP 02-15 and award the bid to Duinink Inc. in the amount of \$2,151,119.15.

It was moved by Kluis, seconded by Gunnink and passed to approve the following 2018 seal coat project SAP 51-030-02 and award the bid to Asphalt Surfaces Technologies Corporation in the amount of \$389,038.36.

It was moved by Magnus, seconded by Gunnink and passed to approve the following 2018 centerline and edgeline striping project CP 01-18 and award the bid to Traffic Marking Service Inc. in the amount of \$80,053.72.

It was moved by Gunnink, seconded by Magnus and passed to approve the following updated seasonal position descriptions and begin the recruitment process for the following seasonal positions:

Museum Assistants – 4 positions
Museum Curator – 1 position
Parks Maintenance Worker – 4 positions
Surveying Technician – 1 position
Weed Sprayer I – 1 position
Weed Sprayer II – 1 position

Voting in Favor: Magnus, Kluis, Jens and Gunnink. Opposed: Thiner. Motion carried 4 to 1.

It was moved by Kluis, seconded by Magnus and passed to approve 2018 seasonal wage rates:

| Grade | Min A(1) | B(2) | C(3) | D(4) | E(5) | F(6) | G(7) | H(8) | I(9) | Max(10) |
|-------|-------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| 1 | \$10.10 | \$10.44 | \$10.77 | \$11.11 | \$11.45 | \$11.78 | \$12.12 | \$12.46 | \$12.79 | \$13.13 |
| 2 | \$10.71 | \$11.06 | \$11.42 | \$11.78 | \$12.13 | \$12.49 | \$12.85 | \$13.20 | \$13.56 | \$13.92 |

Grade 1: Parks Maintenance and Museum Assistant

Grade 2: Highway Surveying Tech and Highway Sign Tech

Weed Sprayer II: \$20.00 / hour

Weed Sprayer I : \$15.61/ hour

It was moved by Gunnink, seconded by Kluis to begin the recruitment process for an Assessing Technician. Voting in Favor: None. Opposed: Magnus, Kluis, Gunnink, Jens and Thiner. Motion failed 5 to 0.

It was moved by Gunnink, seconded by Thiner and passed to approve beginning the recruitment process for one position in the Assessor’s office and start advertising with a Deputy Assessor CMA with AMA certification preferred and if a qualified applicant is not hired advertise for a Assessing Technician and the Technician shall obtain the AMA certification within four years of hire.

It was moved by Gunnink, seconded by Thiner and passed to approve scheduling a closed session for labor negotiations on March 27, 2018 at 11:30 a.m.

It was moved by Thiner to approve a 2017 lump sum payment in the amount of \$1,705.60 to Jean Christoffels as a result of a reclassification because of water resources job duties and supervision of that function and staff being added to the Zoning/Environmental position in November 2016. Motion failed for lack of a second.

It was moved by Thiner, seconded by Magnus and passed to approve a lump sum payment of \$1,945.60 to Zoning/Environmental Administrator Jean Christoffels for November 2016-December 2017 as a result of a reclassification because of water resources job duties and supervision of that function and staff being added to the Zoning/Environmental position in November 2016.

The Commissioners gave their committee reports for the period of February 25, 2018 to March 10, 2018.

James Jens reported on Commissioner Board Meeting (partial per diem claimed) – February 27, Hospital Foundation (partial per diem claimed) – February 28, Casey Jones Trail (partial per diem claimed) – March 1, Commissioner Board Meeting (partial per diem claimed) – March 6, Union Mediation – March 7, Union Mediation (partial per diem claimed) – March 8.

Gerald Magnus reported on Commissioner Board Meeting (partial per diem claimed) – March 6, PACE (partial per diem claimed) – March 7, Southwest Regional Development Commission (no per diem claimed) – March 8.

Lori Gunnink reported on Commissioner Board Meeting/ECI – February 27, Windtower (no per diem claimed) – February 28, Ag Society (partial per diem claimed) – March 1, Commissioner Board Meeting (partial per diem claimed) – March 6.

David Thiner reported on Planning and Zoning (partial per diem claimed) – February 26, Commissioner Board Meeting/Association of Minnesota Counties – February 27, Association of Minnesota Counties – February 28, Association of Minnesota Counties – March 1, Commissioner Board Meeting (partial per diem claimed) – March 6, AFSCME Union Mediation (partial per diem claimed) – March 7, AFSCME Union Mediation (partial per diem claimed) – March 8.

Glenn Kluis reported Law Library Meeting (partial per diem claimed) – February 26, Commissioner Board Meeting/Association of Minnesota Counties – February 27, Association of Minnesota Counties – February 28, Association of Minnesota Counties/Ag Society Meeting – March 1, Commissioner Board Meeting (partial per diem claimed) – March 6.

It was moved by Gunnink, seconded by Kluis and passed to approve the Commissioner Vouchers for the period of February 25, 2018 to March 10, 2018.

12:03 p.m. It was moved by Kluis, seconded by Magnus and passed to approve closing the meeting pursuant to Minn. Stat. 13.D.05, subdivision 3(b), to communicate regarding a matter that is protected by the attorney-client privilege to receive advice regarding a hostile work environment harassment issue. The subject to be discussed is privileged. The County's employment counsel, Laurel Pugh, is present via telephone to discuss the matter with the Board.

12:33 p.m. It was moved by Gunnink, seconded by Jens and passed to approve coming out of closed session.

The County Board discussed the buffer enforcement allocation.

12:35 p.m. The meeting was adjourned.

ATTEST:

Aurora Heard, County Coordinator

James Jens, Chairman of the Board