

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

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

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

No conflicts of interest were identified.

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

Consent Agenda

1. Approve minutes from October 2, 2018

It was moved by Kluis, seconded by Magnus and passed to approve the minutes from October 2, 2018 as corrected.

A motion was duly made by Kluis, seconded by Gunnink and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated October 16, 2018 with fund totals as follows and warrants numbered 157198 – 157280.

County Revenue Fund	123,315.27
County Road & Bridge Fund	16,291.09
Self Insurance	1291.90
Sunrise Terrace	12,310.54
SAWS	154.00
Total	153,362.80

The County Board reviewed the Auditor warrants.

A motion was made by Thiner, and seconded by Magnus to approve the report of the Ditch Committee of the Judicial Ditch 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 cost 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. The motion passed with a roll call vote as follows:

- David Thiner: Yes
- Lori Gunnink: Abstain
- Gerald Magnus: Yes

- Glenn Kluis: Abstain

Motion carried 2 to 0.

**Rinke Noonan**

JD 3	\$	958.00	JD 3 Appeal - Legal
<b>Subtotal</b>	<b>\$</b>	<b>958.00</b>	

A motion was made by Gunnink, 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.

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<u>Contractor</u>	<u>Ditch #</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>	<u>Commissioner District</u>
<b><u>Bill's Backhoe Service, LLC</u></b>					
	JD 17/Lake Elsie	3,190.80	2018-049	ok'd by Howard 10-4-2018	4-Kluis
	CD43M	1,065.75	2018-022	ok'd by Howard 10-4-2018	1-Jens
	<b>Subtotal</b>	<b><u>4,256.55</u></b>			
<b><u>Bolton &amp; Menk</u></b>					
	CD 22	3,860.00	CD 22 Improvement Engineering		
	CD 29	634.00	CD 29 Drop Structure Engineering		
	<b>Subtotal</b>	<b><u>4,494.00</u></b>			
<b><u>Cooreman Contracting, Inc.</u></b>					
	CD 29	5,311.00	2018-045	ok'd by Howard 10-4-2018	1-Jens
	<b>Subtotal</b>	<b><u>5,311.00</u></b>			
<b><u>Johnson Ditching, Inc.</u></b>					
	CD 57	9,607.88	2017-013	Approval Pending	2-Gunnink
	CD 57	1,663.75	2018-013	Approval Pending	2-Gunnink
	JD 14	1,062.84	2018-062	Approval Pending	2-Gunnink
	CD 57	5,985.34	2018-042 & 2017-014	Approval Pending	2-Gunnink
	<b>Subtotal</b>	<b><u>18,319.81</u></b>			
<b><u>Murray County Highway Department</u></b>					
	CD 26	779.46	2018-055	ok'd by Howard 10-2-2018	2-Gunnink (for pipe used by Cocontractor - Onken Backhoe)
	CD 41	1,328.32	2018-054	ok'd by Howard 10-2-2018	2-Gunnink (for pipe used by Cocontractor - Johnson Ditching)
	<b>Subtotal</b>	<b><u>2,107.78</u></b>			
<b><u>Riley Land Improvement, LLC</u></b>					
	JD 17/Lake Elsie	5,865.00	2018-049	ok'd by Howard 9-26-2018	4-Kluis
	<b>Subtotal</b>	<b><u>5,865.00</u></b>			
<b><u>Rinke Noonan</u></b>					
	Admin	200.00	Monthly Retainer		
	Admin	135.00	Review Drainage Policy		
	JD 6	270.00	Improvement Petition		
	JD 20A	270.00	Improvement Petition		
	<b>Subtotal</b>	<b><u>875.00</u></b>			
	<b>Total for All Ditch Bills</b>	<b><u>41,229.14</u></b>			

It was moved by Thiner, seconded by Kluis and passed to approve the 2019 Snowmobile Maintenance and Grooming Grant Agreement (Grant Amount: \$34,662.01, State Contract#/PO: 3-141640), further moving to authorize the Board Chair and Auditor-Treasurer to sign the agreement on behalf of the County.

It was moved by Thiner, seconded by Kluis and passed to approve the a new “On Sale” and Sunday “On Sale” Liquor License to Andrew and Krista Kopperud d/b/a Painted Prairie Vineyard for the license period November 1, 2018 to 5-6-2019 (partial year).

The County Board discussed the ditch levy process. Consensus for the Ditch levy process to remain as is and the Auditor/Treasurer’s office will put notice in the newspaper when the proposed ditch levy assessments are set and will include when Board action will occur.

It was moved by Gunnink, seconded by Thiner and passed to set a special meeting for a budget workshop at 8:30 a.m. on November 13, 2018 and to include setting the ditch levies at the November 20<sup>th</sup> meeting.

A motion was made by Kluis, 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 #2018-077 (JD 20A, Shetek Twp. Sec. 9, District 1 – Jens)
- Petition #2018-086 (JD 20A. Shetek Twp. Sec. 2, District 1 – Jens)
- Petition #2018-087 (CD 65, Holly Twp. Sec. 32, District 1 – Jens)
- Petition #2018-088 (JD 20A, Shetek Twp. Sec. 12, District 1 – Jens)
- Petition #2018-090 (JD 19, Lowville Twp. Sec. 18, District 2 – Gunnink)

Petition #2018-089 (JD 17, Slayton Twp. Sec. 15, District 4 – Kluis) – Will be brought back to the County Board after Ditch Inspector Konkol receives additional information.

It was moved by Gunnink, seconded by Magnus and passed to approve following Ditch Inspector Konkol’s recommendation to wait on tree and brush control until spring 2019 as everything is going dormant.

The County Board discussed the status of County Ditch 11. County Attorney Smith will discuss some options with Kurt Deter.

Jean Christoffels met with the County Board regarding Conditional Use Permit #1355 for Dustin Schuld (Dustin Schuld was also present) to expand an existing feedlot by constructing a total confinement barn with a manure storage pit in the Agriculture District of 24.5 acres in the SW ¼ NW ¼ Section 30, Chanarambie Township. The County Board reviewed the Murray County Planning Commission recommendations and findings from the September 27, 2018 meeting, including the special conditions.

It was moved by Gunnink, seconded by Thiner and passed to approve Conditional Use Permit #1355 for Dustin Schuld to expand an existing feedlot by constructing a total confinement barn with a manure storage pit in the Agriculture District of 24.5 acres in the SW ¼ NW ¼ Section

30, Chanarambie Township with the five special conditions recommended by the Planning Commission and to extend the permit for one year.

Jean Christoffels met with the County Board regarding Conditional Use Permit #1357 for David A. Swenson to construct and operate a self-storage facility in the General Use District of the Shoreland District in the NE ¼ Section 13, Chanarambie Township. The County Board reviewed the Murray County Planning Commission recommendations and findings from the September 27, 2018 meeting, including the special conditions.

It was moved by Thiner, seconded by Magnus and passed to approve Conditional Use Permit #1357 for David A. Swenson to construct and operate a self-storage facility in the General Use District of the Shoreland District in the NE ¼ Section 13, Chanarambie Township with the three special conditions recommended by the Planning Commission.

Zoning/Environmental Administrator Christoffels gave an update on the 2018 MACPZA Conference.

James Reinert, Network Administrator/VSO met with the County Board regarding a pictometry contract. The County Board reviewed oblique images that pictometry can do and discussed the various departments that can utilize the images, including the Assessing and Zoning offices.

It was moved by Magnus, seconded by Kluis and passed to approve the amendment, which will provide 3" imagery for 59 sectors encompassing Lake Sarah/Shetek, City of Slayton, and City of Fulda with the cost being spread over three years, and authorize the Chair sign the amendment to the original Pictometry contract dated 10/21/2015.

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

The Board discussed the status of Pipestone County terming the recycling contract with Murray County. There was discussion on hiring personnel and having to lay them off when Pipestone no longer utilizes Murray County for recycling services. The Board discussed the current staffing levels. Originally Pipestone County was going to term the recycling contract October 1 and now it is the end of the year as they could not purchase the necessary totes. Commissioner Gunnink asked that the personnel requisition forms that are used for Southwest Health and Human Services be used for the county as they are more detailed. Coordinator Heard will update those forms for county usage. Commissioner Thiner stated the big question is Pipestone County and what the long term plan is.

It was moved by Magnus, seconded by Gunnink to approve authorizing beginning the recruitment process for a regular part time, 29 hours per week, recycling center worker.

Voting in favor: Gunnink and Magnus

Opposed: Thiner and Kluis

Motion failed 2 to 2.

The Board reviewed the 2019 agreement with Further. Further is the flexible benefit plan provider that manages Flex accounts, H.S.A, VEBA's, and dependent care accounts.

It was moved by Thiner, seconded by Kluis and passed to approve and authorize Coordinator Heard sign the 2019 Further agreement.

The County Board discussed exempt employees that are not paid time and a half and worked on July 4<sup>th</sup>, which was a holiday, due to the FEMA declared flooding disaster. They discussed how this created an exceptional circumstance due to the FEMA declared disaster and flooding.

It was moved by Thiner, seconded by Gunnink and passed to approve 8 hours of holiday time, to be used within six months, for the following exempt employees who worked on the 4<sup>th</sup> of July due to a FEMA declared flooding disaster, as exempt employees are not paid over time: County Engineer, Highway Maintenance Supervisor, Parks/Fairgrounds Director.

There was discussion regarding citizen committees and currently how multiple per diems can be claimed in one day if someone is on more than one citizen committee. The Board discussed changing this prior to 2019 to give adequate time for people to be aware of the change.

Commissioner Thiner introduced the following resolution for consideration:

Resolution 2018-10-16-01  
A Resolution Setting the Per Diem Pay for Citizen Committees

NOW THEREFORE BE IT RESOLVED, that 2019 per diem for citizen appointed committees be set at \$55.00.

BE IT RESOLVED, that 2019 per meeting pay for the Planning Commission and Board of Adjustments is set at \$80.00.

BE IT FURTHER RESOLVED, if a citizen is appointed to multiple committees and more than one meeting occurs per day a maximum daily per diem in the amount of \$100.00 may be collected.

BE IT FURTHER RESOLVED, that mileage may also be collected.

The foregoing resolution was duly seconded by Commissioner Kluis and thereupon being put to a vote all members voted for its adoption.

Interim MCMC CEO Justin Keller gave an update on Murray County Medical Center and the status of the Interim CEO search.

The County Board reviewed the 2018-2020 Workforce Innovation and Opportunity (WIOA) Act Joint Powers Agreement.

It was moved by Thiner, seconded by Kluis and passed to approve and authorize the Board Chair and the County Joint Powers Board Representative sign the Workforce Innovation and Opportunity (WIOA) Act Joint Powers Agreement.

It was moved by Thiner, seconded by Kluis and passed to approve and authorize the Chair sign MnDot Contract Number 1028349 Work Order Number 2 for winter maintenance on MN 267.

It was moved by Magnus, seconded by Gunnink and passed to accept project number SAP 051-030-002 for and in behalf of the County of Murray for contract number 20182 and authorize final payment in the amount of \$18,462.77 to Astech Corp for seal coats and to authorize Coordinator Heard sign the certificate of final acceptance form.

It was moved by Kluis, seconded by Thiner and passed to accept project number SAP 051-601-015 for an in behalf of the County of Murray for contract number 20181 and authorize final payment in the amount \$105,727.91 to Duininck, Inc. for overlay projects and to authorize Coordinator Heard sign the certificate of final acceptance form.

EM Director/Deputy Sheriff Heath Landsman met with the County Board regarding the 2018 Emergency Management Performance Grant. Landsman reviewed items that the grant pays for including electric bills for the weather sirens, attendance at the Governor's conference, and dues.

It was moved by Thiner, seconded by Magnus and passed to approve and authorize the Board Chair sign the 2018 Emergency Management Performance Grant in the amount of \$17,973.00.

The County Board reviewed the Region 5 Emergency Management Mutual Aid Agreement. Landsman discussed how the mutual aid agreement works with the other entities. He listed several entities that provided assistance when the flooding occurred this summer.

It was moved by Kluis, seconded by Gunnink and passed to approve and authorize the Board Chair sign the Region 5 Emergency Management Mutual Aid Agreement.

10:50 a.m. Commissioner Jens arrived.

The County Board reviewed the Murray County Emergency Operations Plan. There were some corrections that needed to be made to the plan regarding contact information. EM Director/Deputy Sheriff Landsman will update the contact information. Landsman advised he was waiting for the weather sirens on Sandbar and Keeley Island to be installed as the contractor is currently fixing corn dryers. Landsman stated he would like them installed this fall.

Commissioner Gunnink inquired if there were any trainings for the Board regarding emergency management and what role the Board should be playing in an emergency. Landsman advised the Sheriff and Board as elected officials are responsible for life safety. Landsman will check with Joe Kelley regarding a Board training.

It was moved by Gunnink, seconded by Magnus and passed to approve and authorize the Board Chair sign the Murray County Emergency Operations Plan after reviewing the plan.

EM Director/Deputy Sheriff Landsman gave a FEMA update. He discussed the process for reimbursement. He advised it would take more time to get reimbursed for Lake Elsie and the highway department expenses as they were the highest cost.

The County Board reviewed the 2019-2023 Capital Improvement plan which included items determined by department heads and what they are determining as future needs. The Board asked Coordinator Heard to send the capital improvement plan to the department heads for them to verify the capital improvement plan items correlate to the budget. The Board discussed how this is a tool for future Commissioners. The Board discussed where the cost to buying into Prime West should be included and if it was a capital cost and when payments were due. Commissioner Thiner wants the capital improvement plan to be clear to the public if there is a future financial commitment for an item and to be transparent. The Board would like to include an itemized debt service schedule into the capital improvement plan so they would know when certain debts are being paid off. The Board discussed adding an intangible items category to the capital improvement plan for items like Prime West.

The Board discussed joining Prime West and the application process to Department of Human Services. There was discussion on using the Southern Prairie Community Care reserves and the difference between Southern Prairie and Prime West. Southern Prairie Community Care is a joint powers of twelve counties. Southern Prairie is putting \$3 million of reserves to Prime West for the eleven counties that are joining Prime West for a contribution amount per county of \$272,727.27. Commissioner Kluis questioned the county share listed on the promissory note in the amount of \$1,135,673.68 vs. the \$862,946.41 and how much the county was going to pay. The Board discussed the Southern Prairie contribution. .

Commissioner Magnus introduced the following resolution and moved its adoption:

Resolution 2018-10-16-02

RE: COUNTY-BASED PURCHASING ELECTION AND COMMITMENT TO JOIN THE  
PRIMEWEST RURAL MINNESOTA HEALTH CARE ACCESS INITIATIVE  
(dba PRIMEWEST HEALTH)

WHEREAS, Minnesota Statutes 256B.692 authorizes county boards or groups of county boards to elect to purchase or provide health care services on behalf of persons eligible for medical assistance who would otherwise be required to or may elect to participate in the prepaid medical assistance program; and

WHEREAS, county-based purchasing promotes publicly transparent operations and direct accountability for the health care resources provided by our County, State and Federal governments, and the taxpayers; and

WHEREAS, the rural and local government ownership structure of county-based purchasing will facilitate integration with county Public Health and Social Services agencies, which play key roles in addressing social determinants of health, behavioral health, and community health needs; improving population health; and providing case management services; and



WHEREAS, participation in county-based purchasing will provide greater local control and input over public health care resources expended in our County, improve our citizens' health care experience and population health, and reduce unnecessary health care costs; and

WHEREAS Murray County has an opportunity to join PrimeWest Health, a county-based purchasing organization that currently serves members in the counties of Beltrami, Big Stone, Clearwater, Douglas, Grant, Hubbard, McLeod, Meeker, Pipestone, Pope, Renville, Stevens, and Traverse.

NOW, THEREFORE, BE IT RESOLVED that Murray County hereby elects to participate in county-based purchasing or provision of health care services on behalf of persons eligible for medical assistance in Murray County. Murray County will participate in county-based purchasing as follows:

1. Murray County shall join PrimeWest Health upon execution of the Families and Children contract between the Minnesota Department of Human Services and PrimeWest Health engaging PrimeWest Health to administer Prepaid Medical Assistance and MinnesotaCare in Murray County. Upon execution of such contract, Murray County shall join PrimeWest Health by becoming a signatory to the Second Amended and Restated Health Care Access Joint Powers Agreement, in the form attached to this Resolution as Exhibit A.
2. Upon joining PrimeWest Health, Murray County shall make a financial contribution to PrimeWest Health risk based capital reserves in the amount of \$1,135,673.68. A minimum of one half this amount shall be paid to PrimeWest Health upon Murray County's execution of the Second Amended and Restated Health Care Access Joint Powers Agreement. Murray County shall have an option to pay the remaining balance of the financial contribution to PrimeWest Health by May 1, 2020. Any such remaining balance shall be secured by a Promissory Note in the form attached to this Resolution as Exhibit B.

The foregoing resolution was duly seconded by Commissioner Jens with the following members voting in favor : Magnus, Jens and Gunnink  
Opposed: Thiner and Kluis

Motion carried 3 to 2.

This resolution was adopted by the Murray County Board of Commissioners on 16<sup>th</sup> day of October, 2018

Parks/Fairgrounds Director Justin Hoffman met with the County Board regarding renting the 4-H building for exercise sessions. The Board discussed the daily rate is \$120.00 and a typical day is 8 hours, 12 hour long sessions would be a day and a half rental. They discussed a day and a half rental rate of \$180.00.

It was moved by Thiner, seconded by Jens and passed to approve Jodi Gillette rent the 4-H building for 12 – 1 hour session exercise classes at a lump sum rate of \$180.00.

Coordinator Heard advised the Board she had spoken to Jim Reinert regarding the need to purchase a copy machine due to the courts security remodel. The license center would like to purchase a copy machine.

It was moved by Jens, seconded by Kluis and passed to approve setting a closed session for 10:15 a.m. on October 23, 2018 for AFSCME labor negotiations.

Jim Przybilla, CEO of Prime West was present via telephone and explained the Prime West promissory note and resolution. He advised that nothing needed to be done with the promissory note at this time. The County joins Prime West when the contract is signed between Prime West and Department of Human Services. The intention of the resolution is to demonstrate to the regulators that the county is serious about joining Prime West.

The Commissioners gave their committee reports for the period of September 23, 2018 to October 6, 2018.

James Jens reported on Hospital Finance (partial per diem claimed) – September 24, Commissioner Board Meeting (partial per diem claimed) – September 25, Hospital Board (partial per diem claimed) – September 26, Water Management Plan/Ditch 17 -September 27, Commissioner Board Meeting/Hospital Meeting with Terry M. (partial per diem claimed) – October 2, District 8 Land Use (partial per diem claimed) – October 3, Hospital Personnel (partial per diem claimed) – October 4, Sanford Rep on Contract (partial per diem claimed) – October 5.

Gerald Magnus reported on Energy Board/PACE – September 24, Commissioner Board Meeting (partial per diem claimed) – September 25, Hospital/Hospital Personnel – September 26, Water Plan/Judicial Ditch 17 – September 27, SPCC (partial per diem claimed) – September 28, Commissioner Board Meeting (partial per diem claimed) – October 2.

Glenn Kluis reported Commissioner Board Meeting (partial per diem claimed) – September 25, Water Plan-Lake Elsie (partial per diem claimed) – September 27, Commissioner Board Meeting (partial per diem claimed) – October 2.

Lori Gunnink reported on Commissioner Board Meeting (partial per diem claimed) – September 25, Watershed Meeting/Lake Elsie-Ditch – September 27, Commissioner Board Meeting (partial per diem claimed) – October 2, RCRCA Meeting (partial per diem claimed) – October 3.

David Thiner reported on Commissioner Board Meeting (partial per diem claimed) – September 25, Water Plan-Ditch 17/Planning and Zoning – September 27, City of Fulda (no per diem claimed) – October 1, Commissioner Board Meeting (partial per diem claimed) – October 2.

It was moved by Jens, seconded by Magnus and passed to approve the Commissioner Vouchers for the period of September 23, 2018 to October 6, 2018.

The Area II annual meeting is on November 1<sup>st</sup> in Redwood.

The Board discussed the AMC annual conference and who would be attending and to let Coordinator Heard know so she can register them for the conference.

12:40 p.m. It was moved by Magnus, seconded by Gunnink and passed to go into closed session, pursuant to Minnesota Statute 13D.05, Subd. 3.c3, to consider the purchase of parcel # 11-021-0012.

12:45 p.m. It was moved by Jens, seconded by Thiner and passed to approve coming out of closed session.

It was moved by Thiner, seconded by Jens and passed to approve contacting Mr. Sundquist to thank him for the offer but there are not finances at this time to purchase any land.

12:50 p.m. The meeting was adjourned.

ATTEST:

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Aurora Heard, County Coordinator

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Lori Gunnink Vice-Chairman of the Board