

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
April 16, 2019 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Lori Gunnink, James Jens, James Kluis, David Thiner, and Dennis Welgraven. Also present were County Attorney Travis Smith and Economic Development Director Amy Rucker.

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 March 28, 2019 emergency meeting minutes.
2. Approve April 2, 2019 meeting minutes.

It was moved by Welgraven, seconded by Jens, and passed to approve consent agenda items 1, and 2 as modified.

COMMISSIONER WARRANTS

A motion was duly made by Jens, seconded by Kluis and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated April 16, 2019 with fund totals as follows and warrants numbered 158763 through 158865:

County Revenue Fund	100,562.93
County Road & Bridge Fund	50,452.54
EDA	330.00
Ditch	943.68
Self Insurance	327.82
Sunrise Terrace	1,031.02
SAWS	<u>172.00</u>
Total	<u>153,819.99</u>

AUDITOR WARRANTS

Auditor Warrants were reviewed.

JUDICIAL DITCH 3 APPEAL/REMAND HEARING

A motion was made by Jens and seconded by Thiner 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
- James Jens: Yes
- Dennis Welgraven: Yes
- James Kluis: Abstain

Bolton & Menk

		JD 3 Appeal - Engineering &
JD 3	\$ 14,323.00	Preparation of Plans and Specifications
Subtotal	\$ 14,323.00	

Rinke Noonan

JD 3	\$ 2,843.50	JD 3 Appeal - Legal
Subtotal	\$ 2,843.50	

Total JD 3 Ditch Bills 17,166.50

ALL OTHER DITCH BILLS

A motion was made by Welgraven, seconded by Gunnink, 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.

This space intentionally left blank

<u>Vendor</u>	<u>Ditch #</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>
<u>Bendixen, Duane (Viewer)</u>				
	CD 22	1,312.70	CD 22 Improvement - Viewing Services	
	Subtotal	<u>1,312.70</u>		
<u>Bolton & Menk</u>				
	CD 22	5,310.00	CD 22 Improvement Engineering	
	Subtotal	<u>5,310.00</u>		
<u>Rinke Noonan</u>				
	Admin	200.00	Monthly Retainer Agreement	
	CD 22	4,167.00	CD 22 Improvement - Legal	
			Legal Review - Order for Outlet Channel	
	JD 17	110.00	#2018-056 FLOOD	
	Subtotal	<u>4,477.00</u>		
	Total for Other Ditch Bills	<u>11,099.70</u>		
	Total for <u>ALL</u> Ditch Bills	<u>28,266.20</u>	(Judicial Ditch No. 3 and other bills)	

Auditor/Treasurer Heidi Winter will ask the County's ditch attorney, Kurt Deter, to assist with language for a letter to ditch viewers requesting they provide a status update on several outstanding viewers reports.

2018 AUDIT ENGAGEMENT LETTER

It was moved by Thiner, seconded by Kluis, and passed to approve the 2018 Audit Engagement Letter with the Minnesota Office of the State Auditor, further moving to authorize the Board Chair, County Coordinator's Office and Auditor-Treasurer to sign the letter on behalf of the County.

RESOLUTION TO PARTICIPATE IN THE 2019 PERFORMANCE MEASURES PROGRAM
Commissioner Gunnink presented the following resolution and moved for its adoption.

RESOLUTION 2019-04-16-01
A RESOLUTION TO PARTICIPATE IN THE 2019 PERFORMANCE MEASURES PROGRAM

WHEREAS, the 2010 Legislature created the Minnesota Council on Local Results and Innovation, and

WHEREAS, in February 2011 the council released a standard set of ten performance measures for counties that will aid residents, taxpayers and state and local elected officials in determining the efficacy of counties in providing services, and

WHEREAS, counties that elect to participate in the Performance Measures Program for 2019 are eligible for a reimbursement of \$0.14 per capita in local government aid, and are also exempt from levy limits under section 275.70 to 275.74 for taxes payable in the following calendar year, if levy limits are in effect, and

WHEREAS, Murray County was certified for the program in 2011, 2012, 2013, 2014, 2015, 2016, 2017 and 2018.

NOW THEREFORE BE IT RESOLVED, by the Murray County Board of Commissioners that Murray County hereby elects to participate in the 2019 Performance Measures Program.

BE IT FURTHER RESOLVED, that the following performance benchmarks are adopted by the Murray County Board of Commissioners:

- Public Safety: Part I and II Crime Rates, as Reported by the Minnesota Bureau of Criminal Apprehension; Deputy Response Time; total number of accidents that occur on County State Aid Highways, County Roads and Un-Organized Township Roads that involve fatalities and injury.
- Probation/Corrections: Percent of adult offenders with a newly felony conviction within three (3) years of discharge.
- Public Works: Hours to plow complete system during a snow event – and - Average County Pavement Condition Rating, Based on County Engineer’s Evaluation.
- Public Health: Life Expectancy Generally and by Sex and Race.
- Social Services: Workforce Participation Rate Among MFIP and DWP Recipients – and – Percentage of Children Where There is a Recurrence of Maltreatment Within 12 Months Following an Intervention.
- Taxation: Level of Assessment Ratio.
- Elections: Accuracy of Post-Election Audit.
- Veterans’ Service: Percentage of Veterans Surveyed Who Said His/Her Questions Were Answered When Seeking Benefit Information from the County Veterans’ Office.
- Parks: Citizens’ Rating of the Quality of County Parks, Recreational Programs, and/or Facilities.
- Libraries: Number of Annual Visits per 1,000 Residents.

BE IT FURTHER RESOLVED, that the results of the adopted performance measures will be published on the Murray County Website by December 31, 2019.

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

APPROVAL OF 2019 LIQUOR LICENSES

It was moved by Gunnink, seconded by Kluis, and passed to approve the following county Liquor Licenses for 2019, contingent upon receipt of all paperwork received in the Office of the Auditor-Treasurer:

- “On and Off Sale & Sunday Liquor” License No. 1 (Renewal) to Brian’s Supper Club & Tavern
- “On and Off Sale & Sunday Liquor” License No. 2 (Renewal) to Key Largo, LLC
- “On and Off Sale & Sunday Liquor” License No. 4 (Renewal) to Breezy Point Tavern, LLC d/b/a Breezy Point Tavern
- “On and Off Sale & Sunday Liquor” License No. 7 (New License) to Lake Shetek Lodge, LLC d/b/a Lake Shetek Lodge

SET HEARING FOR PARTIAL ABANDONMENT CD 76A

It was moved by Jens, seconded by Welgraven, and passed to set a Public Hearing for the Partial Abandonment of County Ditch 76A for May 7, 2019 at 11:00 a.m. in the Commissioner Room of the Murray County Government Center.

DITCH INSPECTION REPORT

A motion was made by Gunnink, seconded by Welgraven, 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 2019-007 (CD 35, Lime Lake Twp. Sec. 16, District 3 – Welgraven)
- Petition 2019-012 (CD 35, Lime Lake Twp. Sec. 16, District 3 – Welgraven)
- Petition 2019-001 (JD 14, Cameron Twp. Sec. 33, District 2 – Gunnink)
- Petition 2019-004 (CD 46, Leeds Twp. Sec. 10, District 2 – Gunnink)
- Petition 2019-010 (CD 56, Bondin Twp. Sec. 17, District 5 – Thiner)
- Petition 2019-013 (CD 11, Leeds Twp. Sec. 11, District 2 – Gunnink)

SUMMIT LAKE DAM

The County’s responsibility for the Summit Lake Dam and County Ditch 11 was discussed. The redetermination of County Ditch 11 was also discussed and will be added to the April 23 agenda.

MURRAY COUNTY SWCD ANNUAL REPORT AND ALLOCATION REQUEST

Murray County Soil & Water Conservation District (SWCD) Administrator Shelly Lewis, Program Manager Craig Christensen, and Supervisor Mona Henkels made a request for the SWCD quarterly allocation. They also reported on the SWCD activities over the past year and the upcoming Missouri River watershed plan joint powers agreement.

It was moved by Gunnink, seconded by Jens, and passed to approve the Murray County SWCD quarterly allocation request.

FAMILY HOMELESS PREVENTION AND ASSISTANCE PROGRAM RESOLUTION
Michelle Jensen and Courtney Newgard of the United Community Action Partnership reported on their work providing emergency housing services.

Commissioner Gunnink presented the following resolution and moved for its adoption.

RESOLUTION 2019-04-16-02
FAMILY HOMELESS PREVENTION AND ASSISTANCE PROGRAM RESOLUTION

WHEREAS, the Minnesota Housing Finance Agency has made available Family Homeless Prevention and Assistance Program grant monies to encourage and support innovation at the local level to help prevent homelessness, reduce the length of homeless episodes, and reduce repeated episodes of homelessness, and

WHEREAS, Area service providers who administer programs that address families' crisis needs have identified gaps within the service delivery system, and

WHEREAS, Area service providers who administer programs that address families' crisis needs have identified strategies to address the identified service gaps,

WHEREAS, Area service providers wish to continue to work together to coordinate their services and improve the service delivery system,

WHEREAS, United Community Action Partnership desires to make an application on behalf of the area service providers for funds to address these identified problems,

NOW THEREFORE BE IT RESOLVED that the County of Murray agrees to support United Community Action Partnership in its application and implementation of the proposed Family Homeless Prevention and Assistance Program for the period of July 1, 2019 to June 30, 2021.

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

PIONEER PUBLIC TELEVISION ANNUAL UPDATE

Les Heen, General Manager of Pioneer Public Television, updated the Board on damage to the Chandler tower site from the recent ice storm. And he provided general updates on the tower site, market expansion, and upcoming programming.

OPEN FORUM/PUBLIC COMMENT

There was no one present for Open Forum

PREFERREDONE UPDATED DOCUMENTS

It was moved Gunnink, seconded by Jens, and passed to approve the Restated Health Services Network Access and Administration Agreement between PreferredOne and Murray County and to designate the Board Chair to sign the Agreement.

It was moved by Jens, seconded by Welgraven, and passed to approve the PreferredOne Plan Document effective 1/1/2019 and to authorize Human Resource Generalist Ronda Radke to sign the Document.

It was moved by Welgraven, seconded by Kluis, and passed to approve the updated PreferredOne Low, Mid, and High Summary Plan Descriptions and to authorize Human Resources Generalist Ronda Radke to sign them.

AARP COMMUNITY CHALLENGE GRANT

It was moved by Gunnink, seconded by Welgraven, and passed to permit staff to apply for an AARP Community Challenge Grant for funds to install lighting at Marsh's Landing County Park.

CHANDLER DAM

The Board discussed the possibility of accepting a land donation from the Gilbertson Family for creating a public access for fishing at the Chandler Dam.

It was moved by Gunnink, seconded by Jens, and passed to approve attendance of all members of the Board at the Murray County Parks Board Meeting on May 8, 2019 at 5:30 p.m. at the Chandler Dam.

BUFFALO RIDGE TASK FORCE

Bylaws are being updated. Chief Deputy Heath Landsman has expressed to the Task Force the concerns of the Murray County Board of Commissioners regarding Murray County's funding share.

HIGHWAY DEPARTMENT ROAD OVERLAY BID OPENING

At 10:30 a.m., the Board Chair called for the bid opening for SAP's 51-608-015, 51-608-016, 51-625-012, 51-627-005 and 51-652-002:

<u>Company</u>	<u>Address</u>	<u>Bid Amount</u>
Central Specialties, Inc.	Alexandria, MN	\$2,409,016.29
Duininck, Inc.	Prinsburg, MN	\$2,357,686.56

County Engineer Randy Groves returned to his office to tabulate the bids for accuracy.

BUFFALO RIDGE TASK FORCE

The Buffalo Ridge Task Force conversation continued.

SQUAD CAR EQUIPMENT

Chief Deputy Heath Landsman will bring quotes to a future meeting.

POWER OUTAGE REPORT

Chief Deputy Heath Landsman reported on the status of power outages and effects on county residents.

RED ROCK RURAL WATER SYSTEM JOINT POWERS AGREEMENT

It was moved by Kluis, seconded by Welgraven, and passed to approve a Joint Powers Agreement between the counties served by Red Rock Rural Water System to guarantee the payment of general obligation bonds.

TRANSPORTATION FUNDING LETTER

It was moved by Jens, seconded by Welgraven, and passed to send a letter to legislators signed by the Board Chair requesting additional funding for rural transit.

COMMITTEE REPORTS FOR THE PERIOD MARCH 24, 2019 TO APRIL 6, 2019

The Commissioners gave their committee reports for the period of March 24, 2019 to April 6, 2019.

James Jens reported on Western Mental Health/Solid Waste/Hospital Finance – March 25, Commissioner Board Meeting (partial per diem claimed) – March 26, Hospital Board Meeting/Foundation (partial per diem claimed) – March 27, Gary Weirs Meeting/Howard Konkol Retirement (partial per diem claimed) – March 29, Commissioner Board Meeting/Building Meeting (partial per diem claimed) – April 2, EDA (no per diem claimed) – April 3, Building Meeting (partial per diem claimed) – April 3, Ditch 3 Meeting/Hospital Strategic Planning (partial per diem claimed) – April 4, Aquatic Invasive Species (partial per diem claimed) – April 6.

Lori Gunnink reported on Commissioner Board Meeting (partial per diem claimed) – March 26, AMC Leadership Summit/Fair Board Meeting – March 27, Gary Weirs Meeting (partial per diem claimed) – March 29, Commissioner Board Meeting/AMC Leadership Summit – April 2, AMC Leadership Summit – April 3, AMC Leadership Summit – April 4, AMC Leadership Summit – April 5.

Jim Kluis reported on Gary Weirs Meeting (no per diem claimed) – March 29, Commissioner Board Meeting (partial per diem claimed) – April 2, Hospital Board Meeting (partial per diem claimed) – April 4.

Dennis Welgraven reported on Solid Waste/Rural MN Energy Board (partial per diem claimed) – March 25, Commissioner Board Meeting (partial per diem claimed) – March 26, Fair Board (partial per diem claimed) – March 27, Gary Weirs Meeting (partial per diem claimed) – March 29, Commissioner Board Meeting (partial per diem claimed) – April 2, AMC Leadership Summit – April 3, AMC Leadership Summit – April 4, AMC Leadership Summit – April 5.

David Thiner reported on Commissioner Board Meeting/Personnel Meeting – March 26, Radio Board (partial per diem claimed) – March 27, Buffalo Ridge Drug Task Force/Emergency Resolution – March 28, Howard Konkol Retirement/Gary Weirs Meeting (partial per diem claimed) – March 29, Commissioner Board Meeting (partial per diem claimed) – April 2, Ditch 3 Meeting (partial per diem claimed) – April 4, Aquatic Invasive Species (partial per diem claimed) – April 6.

It was moved by Jens, seconded by Gunnink, and passed to approve the Commissioner Vouchers for the period of March 24, 2019 to April 6, 2019.

JUDICIAL DITCH 3

Commissioner Kluis asked on behalf of a resident for an update on Judicial Ditch 3. Commissioner Jens will talk with the resident and explain that the bid was awarded with the work to start as soon as possible.

HIGHWAY DEPARTMENT ROAD OVERLAY BID REVIEW

County Engineer Randy Groves reported back with the bid tabulations for projects SAP 51-608-015, SAP 51-608-016, SAP 51-625-012, SAP 51-627-005 and SAP 51-652-002.

It was moved by Jens, seconded by Gunnink, and passed to approve the bids for projects SAP 51-608-015, SAP 51-608-016, SAP 51-625-012, SAP 51-627-005 and SAP 51-652-002 and award the bid to Duininck, Inc. in the amount of \$2,357,686.56.

The meeting was adjourned at 11:20 a.m.

ATTEST:

Amy Rucker, Economic Development Director

David Thiner, Chairman of the Board