

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
November 19, 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 Administrator Thomas Burke, Community Relations Coordinator Christy Riley, and Economic Development Director Amy Rucker.

Chair Thiner asked if there were any additions to the agenda. Several were added.

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

No conflicts of interest were identified.

Consent Agenda:

1. Approve November 5, 2019 Meeting Minutes
2. Accept Resignation and Approve Recruitment Process for an Intermittent Dispatcher/Jailer

It was moved by Welgraven, seconded by Kluis, and passed to approve consent agenda item #1.

OPEN FORUM / PUBLIC COMMENT

There was no one present for Open Forum.

County Attorney Travis Smith joined the meeting at 8:34 a.m.

COMMISSIONER WARRANTS

It was moved by Jens, seconded by Welgraven, and passed that all claims as presented were approved for payment. The Chair was authorized to sign the Audit List dated November 19, 2019 with fund totals as follows and warrants numbered 160631 through 160707 and ET 62518 (MCIT):

County Revenue Fund	39,993.03
County Road & Bridge Fund	5,455.51
EDA	40.00
Ditch	684.00
Self-Insurance	341.22
Sunrise Terrace	975.33
SAWS	<u>154.00</u>
Total	47,643.09

DITCH BILLS

It was moved by Welgraven, seconded by Gunnink, and passed to approve accepting the report of the petitions for payment, having been inspected for determining what repairs, if any, are

necessary, the extent and nature of such repairs and 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>Vendor</u>	<u>Ditch #</u>	<u>Amount</u>			
<u>B & W Control Specialists</u>					
	CD 7	2,670.75	Open Ditch Spraying		
	CD 20	4,815.50	Open Ditch Spraying		
	CD 21	674.00	Open Ditch Spraying		
	CD 26	1,281.00	Open Ditch Spraying		
	CD 34	1,045.75	Open Ditch Spraying		
	CD 41	612.50	Open Ditch Spraying		
	CD 14	5,701.75	Open Ditch Spraying		
	JD 19	2,708.87	Open Ditch Spraying		
	Subtotal	<u>19,510.12</u>			
<u>Bolton & Menk Engineering</u>					
	JD 3	23,595.50	JD 3 Improvement		
	JD 20A	308.00	JD 20A/JD6 Improvement		
	JD 6	460.00	JD 20A/JD6 Improvement		
	Subtotal	<u>24,363.50</u>			
<u>Hydro Klean</u>					
	JD 17	8,380.00	2018-089	ok'd by T. Radke 11/12/19	4-Kluis
	Subtotal	<u>8,380.00</u>			
<u>Landweher Construction, Inc.</u>					
	JD 10	3,309.00	2019-097	ok'd by T. Radke 11/4/19	3-Welgraven
	Subtotal	<u>3,309.00</u>			
<u>Loo Con, Inc.</u>					
	JD 6	880.00	2019-095	ok'd by T. Radke 10/31/2019	1-Jens
	Subtotal	<u>880.00</u>			
<u>Rinke Noonan Law Firm</u>					
	CD 11	2,632.50	St. Hwy 30 Emergency Repairs		
	Admin	200.00	Monthly Retainer		
	Subtotal	<u>2,832.50</u>			
<u>James Wedo (trapper)</u>					
	CD 40	120.00	2019-104	ok'd by T. Radke 11/1/19	5-Thiner
	Subtotal	<u>120.00</u>			
	Total Ditch Bills	<u>59,395.12</u>			

RATIFICATION OF MONTHLY FUND TRANSFERS AND INVESTMENTS

It was moved by Jens, seconded by Gunnink, and passed to ratify the following fund transfers and investments for October 2019.

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FUND TRANSFERS CONTINUE ON NEXT PAGE.*

New Advances and Transfers:

<u>From</u>	<u>To</u>	<u>Amount</u>	<u>Reason</u>
01 County Revenue	21 Ditch	\$ 100,000.00	Advance to cover deficit balance due to JD 3 construction. Will be repaid with bond proceeds when project is complete.

New Investments:

None for October

PAY APPLICATION 5 (FINAL) – SUNDQUIST PARK BATHROOM

It was moved by Jens, seconded by Kluis, and passed to approve Pay Application No. 5 (final) to Doom & Cuypers Construction, Inc. for the Sundquist Park Bathroom, Septic & Sidewalk Project in the amount \$10,525.20.

SANDHURST CONSTRUCTION PAY REQUEST - ADMINISTRATIVE RESTROOM

It was moved by Welgraven, seconded by Gunnink, and passed to authorize the first and final payment of \$2,865.00 to Sandhurst Construction for the Administrative Conference Room Restroom (01-110-112-6640).

UPCOMING TRUTH IN TAXATION HEARING

Auditor-Treasurer Heidi Winter asked if the board wants all 116 pages of the ditch levy figures for the Truth in Taxation hearings or if a summary spreadsheet would be adequate. It was agreed that a summary for each Commissioner would be adequate and a complete copy will be available in the Board Room. It was also agreed to put budget summary information on the county website.

DITCH INSPECTION REPORT

A motion was made by Gunnink, seconded by Kluis, 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 2019-107 (JD19, Cameron Twp. Sec.24, District 2–Gunnink)
- Petition 2019-108 (JD14, Leeds Twp. Sec.19, District 2–Gunnink)
- Petition 2019-110 (CD20, Lowville Twp. Sec. 2, District 2–Gunnink)
- Petition 2019-111 (JD19, Lowville Twp. Sec. 19, District 2–Gunnink)
- Petition 2019-112 (JD15, Mason Twp. Sec. 31, District 1–Jens)
- Petition 2019-113 (CD61, Bondin Twp. Sec. 12, District 5–Thiner)
- Petition 2019-114 (JD13, Bondin Twp. Sec. 23, District 5–Thiner)

MISSOURI RIVER WATERSHED JOINT POWERS AGREEMENT

Commissioner Welgraven passed out a copy of the agreement. The agreement will be reviewed and addressed at the meeting next week.

DEPARTMENT OF HUMAN SERVICES ANNOUNCEMENT

County Administrator Thomas Burke brought information from the Minnesota Department of Human Services outlining 3 issues, including the fact that \$17,216.73 was overpaid to Southwest Health and Human Services by the Department of Human Services on behalf of Murray County and will need to be repaid.

MURRAY COUNTY RACING ASSOCIATION LEASE

It was moved by Gunnink, seconded by Welgraven, and passed to approve the 2020-2021 Murray County Racing Association Lease and authorize the Board Chair and Auditor-Treasurer to sign it.

DISPATCHER/JAILER RECRUITMENT

The recruitment process for a Dispatcher/Jailer was discussed. No action was taken.

PURCHASE OF COPIER/SCANNER

It was moved by Kluis, seconded by Thiner, and passed to approve the purchase of an HP E62655dn copier/scanner for Dispatch in the Sherriff's Department from Marco Technologies for \$1,995 to be paid from 911 funds.

PURCHASE OF TASERS

It was moved by Jens, seconded by Welgraven, and passed to approve a payment plan with Axon Enterprises beginning after January 1, 2020 for the purchase of 7 Tasers for the Sherriff's Department for \$2,037 annually for 5 years.

PURCHASE OF SQUAD VEHICLES

It was moved by Gunnink, seconded by Thiner, and passed to purchase squad vehicles from Ranger Chevrolet to be ordered in 2019 and paid for upon delivery in 2020 (SSV Chevrolet Silverado: \$32,412.00 and Chevrolet Tahoe SSV: \$37,009.90) and table the request to purchase a new squad for the BRDTF Commander (\$38,175).

ADJUSTMENT OF SOLID WASTE ASSESSMENT

It was moved by Jens, seconded by Gunnink, and passed to adopt a new solid waste assessment fee schedule that assesses all existing improved parcels at a cost not to exceed \$60 annually.

Ag and Solid Waste Administrator Jon Bloemendaal and Auditor-Treasurer Heidi Winter will return to the Board in December with recommendations regarding adjustments to the solid waste assessment fee schedule and recommendations for capturing fees for other parcels that produce solid waste.

2020/2021 COUNTY FEEDLOT WORK PLAN

It was moved by Gunnink, seconded by Welgraven, and passed to approve and authorize the Board Chair to sign the 2020/2021 County Feedlot Work Plan.

RECYCLING CENTER FORKLIFTS

Ag and Solid Waste Administrator Jon Bloemendaal advised the Board that one of the forklifts at the Recycling Center needs to be replaced. Bloemendaal will return to a future Board meeting with quotes for a new forklift to be purchased in 2020.

PUBLIC HEARING FOR REDETERMINATION OF BENEFITS FOR COUNTY DITCH 11 AND COUNTY DITCH 57

Pursuant to notice given, the Drainage Authority Board for Murray County Ditches 11 and 57 met to receive the Viewer's Reports and consider approval of a Redetermination of Benefits on said drainage systems. The following members present: Murray County Commissioners – James Jens, Lori Gunnink, Dennis Welgraven, Jim Kluis and David Thiner. Also present were Heidi E. Winter, Murray County Auditor-Treasurer; Travis Smith, Murray County Attorney; Tom Burke, County Administrator; Amy Rucker, County Economic Development Director/Board Clerk; Jim Weidemann and Duane Bendixen, Ditch Viewers; Katie Beers, Wheel-Herald; 9 Landowners.

The public hearing was opened at 10:31 a.m. by Chair Thiner.

County Attorney Travis Smith reviewed the purpose of the hearing.

Auditor-Treasurer Heidi Winter reported that the notice requirements are met.

The Ditch Viewers gave an overview of the Viewer's Reports.

COUNTY DITCH NO. 11

The Ditch Viewers presented the Viewer's Report for the Redetermination of Benefits for County Ditch 11, reporting 1,006.34 benefited acres, potential benefits of \$1,301,821.80 and net benefits of \$851,671.41.

The floor was opened for public comment. General comments were made. The floor was closed to public comment.

It was moved by Gunnink, seconded by Welgraven, and passed to accept the Ditch Viewers Report for the Redetermination of Benefits for County Ditch 11 because the following items have been met:

- The Viewer's Report is made and other proceedings completed under M.S. §103E.
- The report is complete and correct.
- The damages and benefits have been properly determined with 1,006.34 benefited acres and net benefits of \$851,671.4.

Commissioner Welgraven left the meeting at 11:22 a.m.

COUNTY DITCH NO. 57

The Ditch Viewers presented the Viewer's Report for the Redetermination of Benefits for County Ditch 57, reporting 1,126 benefited acres, potential benefits of \$1,536,499.41 and net benefits of \$391,093.56.

The floor was opened for public comment.

- Sonja Nyssen and Joan Drenth asked for clarification on if this procedure will allow the system to take on more water and drain better. Weidemann explained that a Redetermination of Benefits determines how maintenance costs are distributed among landowners. An improvement would need to be petitioned to make the system bigger.

- Mark Beek reported that around 5 years ago Eugene Dahlquist broke the watershed and installed a lift pump to bring water into County Ditch 57 without an outlet permit. He did not feel that it was fair to the other landowners that his proximity rate be reduced to 20%.

The floor was closed to public comment.

It was moved by Gunnink, seconded by Thiner, and passed to direct the Viewers to increase the proximity rate on the following parcels from 20% to 60% due to the fact that the landowner broke the watershed and brought water into the County Ditch 57 drainage system without an outlet fee.

- 12-007-0040 (Eugene Dahlquist et al (5))
- 12-007-0041 (Eugene Dahlquist)

Jim Weidemann made the amendment to the viewers report which changed the net benefits from \$391,093.56 to \$410,688.28.

It was moved by Gunnink, seconded by Kluis, and passed to accept the Ditch Viewers Report for the Redetermination of Benefits for County Ditch 57 because the following items have been met:

- The Viewer’s Report is made and other proceedings completed under M.S. §103E
- The report is complete and correct
- The damages and benefits have been properly determined with 1,126 benefited acres and net benefits of \$410.688.28.

The public hearing was closed at 11:57 a.m.

AREA II MINNESOTA RIVER BASIN PROJECTS JOINT POWERS AGREEMENT

It was moved by Jens, seconded by Kluis, and passed to approve and authorize Area II Delegate Lori Gunnink to sign the Area II Minnesota River Basin Projects Joint Powers Agreement for 2020/2021.

UNITED COMMUNITY ACTION PARTNERSHIP TRANSPORTATION AGREEMENT

It was moved by Thiner, seconded by Jens, and passed to approve and authorize the Board Chair and County Administrator to sign the United Community Action Partnership Transportation Agreement, effective January 1, 2020.

NATIONAL ASSOCIATION OF COUNTIES (NACO) LETTER

It was moved by Jens, seconded by Kluis, and passed to sign on to a letter to the U.S. Senate requesting repeal of the Affordable Care Act’s “Cadillac Tax”.

COMMITTEE REPORTS

The Commissioners gave their committee reports for the period of November 3, 2019 to November 16, 2019.

David Thiner reported on Commissioner Board Meeting/Personnel Meeting - November 5, SW Regional Transportation (partial per diem claimed) – November 6, Water Plan/Building Committee (partial per diem claimed) – November 7, Ag Society (partial per diem claimed) – November 13, SRDC (partial per diem claimed) – November 14.

David Thiner read Dennis Welgraven's report aloud: Commissioner Board Meeting/Personnel Committee – November 5, EDA (no per diem claimed) – November 6, SW Regional Transportation (partial per diem claimed) – November 6, Water Plan Meeting (partial per diem claimed) – November 7, Missouri River/Extension Ag Society Fair Board – November 13, SRDC (partial per diem claimed) – November 14.

Jim Kluis reported on Commissioner Board Meeting/Hospital Board Meeting – November 5, Murray County Ag (partial per diem claimed) – November 13, SRDC (partial per diem claimed) – November 14.

Lori Gunnink reported on Commissioner Board Meeting (partial per diem claimed) – November 5, Water Planning Meeting/RCRCA Area II – November 7, Executive Committee Plum Creek Library – November 8.

James Jens reported on Commissioner Board Meeting /Hospital Strategic Planning – November 5, EDA (no per diem claimed) – November 6, Water Plan/Building Committee (partial per diem claimed) – November 7, Insurance Collaboration (partial per diem claimed) – November 8, Shetek Area Water and Sewer (partial per diem claimed) – November 12, Extension/Agriculture Society Annual Meeting – November 13.

It was moved by Gunnink, seconded by Kluis, and passed to approve the Commissioner Vouchers for the period of November 3, 2019 to November 16, 2019.

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

ATTEST:

Amy Rucker, Economic Development Director

David Thiner, Chairman of the Board