

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
May 7, 2013 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Gerald Magnus, John Giese, Robert Moline, James Jens and David Thiner. Also present Aurora Heard, County Coordinator, Heidi Winter, Auditor-Treasurer, Paul Malone, County Attorney.

The meeting opened by reciting the Pledge of Allegiance to the Flag.

No conflict of interest identified.

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

It was moved by Moline, seconded by Jens and passed to approve the agenda as modified and the minutes from April 23, 2013.

Juanita Lauritsen and Mary Mulder gave an update on the Southwest Private Industry Council.

Warrants

A motion was duly made by Jens, seconded by Giese and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated May 7, 2013 with fund totals as follows and warrants numbered 139254 – 139319:

County Revenue Fund	92,917.93
County Road & Bridge Fund	14,690.93
EDA	75.85
County Ditch Fund	75.00
Sunrise Terrace	450.94
SAWSD	150.04
Total	108,360.69

Heidi Winter presented the following petitions for repair:

- #2013-004 (JD10, 13 Slayton Township, Magnus)
- #2013-005 (JD14, 17-Leeds Township, Moline)

A motion was made by Moline, seconded by Giese and carried that the Commissioners appointed as Inspectors in and for the County of Murray, are hereby instructed to examine and inspect 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 if deemed necessary, to prepare either a cost estimate of said repair, or order said repairs to be made, with a report to be given thereon at a Murray County Board of Commissioner's meeting, held in the Commissioners Room of the Murray County Government Center, Slayton, Minnesota.

County Ditch 35 – Accept Petition for Lateral, Authorized Outlet and Appointing Engineer pursuant to M.S. § 103E.225 and §103E.401

Commissioner Jens offered the following resolution and moved for its adoption:

Resolution 2013-05-07-01
Resolution of the Murray County Drainage Authority
Accepting a Petition and Appointing an Engineer for Lateral and
Authorized Outlet for Portions of County Ditch No. 35

WHEREAS, a Petition for Lateral and Authorized Outlet for portions of County Ditch No. 35 have been submitted to the Murray County Drainage Authority; and

WHEREAS, the Murray County Attorney has made a preliminary review of the Petition, pursuant to Minnesota Statutes 103E.225 and 103E.401, determining that the requirements of the Petition and Bond have been met; and

WHEREAS, it is the desire of the Petitioners that an engineer be appointed to proceed to prepare a preliminary Engineering Report.

NOW THEREFORE BE IT RESOLVED, by the Murray County Drainage Authority, that the Petition for Lateral Pursuant to Minnesota Statutes 103E.225 and Petition for Authorized Outlet Pursuant to Minnesota Statute 103E.401 for portions of County Ditch No. 35 is hereby accepted.

BE IT FURTHER RESOLVED, that Duane Hansel is appointed as the qualified engineer on this petition for County Ditch No. 35.

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 and thereupon being put to a vote all members voted unanimously for its adoption.

Teryjon Aviation Contract

It was moved by Moline, seconded by Giese and passed to approve contracting with Teryjon Aviation to have open drainage ditches within Murray County sprayed in 2013, further moving to authorize the County Auditor-Treasurer to sign a spraying agreement on behalf of Murray County.

Ditch Number		Number of Acres	Actual Cost	Ditch Number		Number of Acres	Actual Cost
County Ditch	2	12	\$ 403.08	County Ditch	34	25	\$ 839.75
County Ditch	4	8	\$ 268.72	County Ditch	40	3	\$ 100.77
County Ditch	6	3	\$ 100.77	County Ditch	42	4	\$ 134.36
County Ditch	7	10	\$ 335.90	County Ditch	43	2	\$ 67.18
County Ditch	19	15	\$ 503.85	County Ditch	52	3	\$ 100.77
County Ditch	20	85	\$ 2,855.15	County Ditch	54	2	\$ 67.18
County Ditch	21	7	\$ 235.13	County Ditch	75	5	\$ 167.95
County Ditch	22	17	\$ 571.03	Judicial Ditch	3	6	\$ 201.54
County Ditch	26	15	\$ 503.85	Judicial Ditch	10	20	\$ 671.80
County Ditch	27	11	\$ 369.49	Judicial Ditch	12	4	\$ 134.36
County Ditch	29	30	\$ 1,007.70	Judicial Ditch	13	15	\$ 503.85
County Ditch	30	6	\$ 201.54	Judicial Ditch	14	90	\$ 3,023.10
				Judicial Ditch	19	20	\$ 671.80
				Judicial Ditch	20a	32	\$ 1,074.88
						Total	\$15,115.50

Water Softener for Government Center

It was moved by Thiner, seconded by Jens and passed to approve Culligan Water Conditioning to install a FC-180-T9500 softening system with a digital SXT timer at a purchase price of \$3,995.00 plus tax and installation from account 01-110-111-6640.

Discussion on the Ditch Viewers class.

9:21 a.m. Commissioner Moline was excused.

Southwest Sanitation Facility Tour

It was moved by Jens, seconded by Giese and passed to approve any Commissioner attend the tour of Southwest Sanitation Facility in Marshall on May 14, 2013 at 10:00 a.m.

Approve Contract with Short Elliot Henderickson Inc. for Landfill

It was moved by Giese, seconded by Jens and passed to approve and authorize Jon Bloemendaal to sign a contract with Short Elliot Henderickson Inc. for Landfill engineering services for project described as FY 13 Monitoring Reporting.

Regional EMS Committee

It was moved by Jens, seconded by Magnus and passed to approve appointing Commissioner Thiner to the Regional EMS Committee.

Fireworks Display – Seven Mile Park

It was moved by Jens, seconded by Thiner and passed to approve and authorize the Chair to sign a permission letter granting Pyrotechnic Display, Inc. the right to use Seven Mile Lake County Park for a public works fireworks display on June 14, 2013.

Surplus Equipment

It was moved by Thiner, seconded by Giese and passed to approve the following list of equipment as surplus and other miscellaneous equipment and to authorize the equipment to be sold via e-Bay and to leave the items at the Legends Building for up to sixty days without paying rent:

- 2006 Dodge Grand Caravan with Manual Wheel Chair Ramp (78,000 miles)
- (2) Cambro Tray Cart on Wheels
- Circle Table (65") with 5 Chairs
- (4) Food Carriers with Carts
- Stainless Steel Counter 11'9"L x 27.5"D
- Pan Cart
- Push Cart 65" x 22"
- Comstock Castle Stove, 4 Burners, Griddle, Oven: Model B33018-35
- Imperial 6 Burner Stove and Oven
- Stainless Steel Counter 60"L x 27.5"D
- 2 Door True Freezer 54"Wx34"Dx83.5"H: Model T-49F Voltage 115/230
- 3 Door True Freezer 78"W x 84"H x 30"D: Model TS-72F Voltage 115/208/230
- Stainless Steel Counter 8' x 30"
- Stainless Steel Rolling Table 60"x 30"
- Hobart Dishwasher, Model AM 14
- Lowerator Hot Plate Warmer Model 778 Lakeside MFG 38x35.5x17
- 3 Well Steam Table 52"x30"
- Hobart Refrigerator Model KU-2 84"Hx24"Dx56"W
- Beverage Air Freezer Model RF49-1AS 81"Hx32"Dx51"W
- Traulsen Refrigerator 83"Hx26"Dx31"W
- Stainless steel high counter with 2 side table, table top 24"x87"
- Square Kettle Table 34"D x 36"Wx 39.5 H (back lip)
- (2) Tray Carts 38"Wx66.5"Hx23.5D
- True Fridge- 2 Door-front and back, 24"Wx 36"Hx26.5"D
- Tables & Chairs
- Work Table, wood top
- Misc. Shelving/ Carts/ Storage
- Overhead Projector
- Fax Machine
- Portable Projector Screen
- Desk chair on Wheels
- Small Stool
- CT building

Commissioners Thiner and Jens discussed the Legends Building.

10:00 a.m. Open Forum – No members of the public were present.

The Commissioners gave their committee reports for the period of April 14, 2013 to April 27, 2013.

David Thiner reported on CEOB – SW MN Private Ind Council (No Per Diem Claimed) – April 15, Commissioner Board Meeting and County Ditch No. 22 – April 16, Regional Library Board – April 17, SMOG Telephone Conference – April 22, Commissioner Board Meeting and Hospital Board and Fulda Library – April 23, SW RAC RRB Radio – April 24, Planning Commission – April 25.

10:02 a.m. Commissioner Thiner was excused.

John Giese reported on Area Agency on Aging Committee and Personnel – April 15, Commissioner Board Meeting and County Ditch No. 22 – April 16, Hospital Finance Committee Meeting and Clothing Shelf – April 22, Commissioner Board Meeting and Hospital Board Meeting and Personnel and Early Childhood and DAC - April 23, RSVP and Met Dr. Tang – April 25, Personnel and Clothing Shelf – April 26.

Gerald Magnus reported on Personnel Meeting – April 15, Commissioner Board Meeting and County Ditch No. 22 – April 16, Southwest Health & Human Services (No Per Diem Claimed) – April 17, SWRDC Teleconference (No Per Diem Claimed) – April 18, Hospital Finance Committee Meeting and Hospital Personnel – April 22, Commissioner Board Meeting and Hospital Board Meeting – April 23.

James Jens reported on Commissioner Board Meeting and County Ditch – April 16, Commissioner Board Meeting and Hospital Board – April 23, Meyer Ditch Meeting and Land Use Meeting (NO Per Diem Claimed) – April 25.

It was moved by Jens, seconded by Giese and passed to approve updating policy number 301, employment processing to include language requiring background checks on all positions.

It was moved by Giese, seconded by Magnus and passed to approve and authorize the Board Chair and County Coordinator to sign an online service agreement, user certification, and any associated documents with the McDowell Agency to conduct background checks.

It was moved by Giese, seconded by Jens and passed to approve a museum curator job description and approve beginning the recruitment process for a seasonal part time, 8 hours per week, Museum Curator, at a labor grade 6.

It was moved by Giese, seconded by Jens and passed to approve the following seasonal positions, with the start dates and hourly wage:

	Position	Start Date	Hourly Wage
Paige Roberts	End O Line Tour Guide	5/14/2013	\$8.41
Sarah Wasberg	End O Line Tour Guide	5/13/2013	\$8.41
Crystal Van Iperen	End O Line Tour Guide	5/7/2013	\$8.21
Lissa Carlson	End O Line Tour Guide	6/3/2013	\$8.21
Haley Bose	End O Line Tour Guide	6/3/2013	\$8.21
Sam Beech	Park Seasonal	5/20/2013	\$8.21

Commissioner Giese offered the following Resolution and moved for its adoption:

Resolution 2013-05-07-02

A RESOLUTION REQUESTING THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO CONDUCT A SPEED ZONE STUDY ON TRUNK HIGHWAY 30 WEST OF SLAYTON.

WHEREAS, there are plans for a business to locate along the South side of Trunk Highway 30, West of the City of Slayton and;

WHEREAS, this business will be agricultural in nature, including fertilizer, seed storage, and grain storage, and;

WHEREAS, the amount of semi truck trailer traffic and tractor with wagon traffic on Highway 30 will most likely increase due to the construction of this business, and;

WHEREAS, the level of traffic on Highway 30 is already high due to the locations of current businesses and access to Slayton's Industrial Park, and;

WHEREAS, the County is concerned for the safety of drivers on this section of highway with increased truck/tractor traffic, and;

WHEREAS, the City of Slayton is also concerned for the safety of drivers on this section of highway with increased truck/tractor traffic.

Be it resolved by the County of Murray, State of Minnesota, that it is requested of the Minnesota Department of Transportation to conduct a speed zone study on Trunk Highway 30 from the City Limits of Slayton, Minnesota to Trunk Highway 267/140th Avenue.

The foregoing motion was duly seconded by Commissioner Magnus and thereupon being put to a vote the following members voted for its adoption: Magnus, Giese, Jens

Opposed: None

Excused Absence: Moline & Thiner

Jean Christoffels, Zoning Administrator met with the County Board and resulted in the following action:

Jean Christoffels presented Conditional Use Permit No. 1291 for Central Specialties. This permit is to re-open and operate a gravel pit in the Agriculture District in E1/2 NE1/4, Section 13, Belfast Township. The Board received the minutes from the April 25, 2013 public hearing on this permit, which included the findings of the Planning Commission.

It was moved by Giese, seconded by Jens and passed to approve Conditional Use Permit No. 1291 to re-open and operate a gravel pit in the Agriculture District of E1/2 NE1/4, Section 13, Belfast Township based on the recommendation of the Planning Commission.

Jean Christoffels presented Conditional Use Permit No. 1290 for Dan Hanson. (Mr. Hanson was also present) This permit is to construct and operate a new feedlot over 300 animal units (AU) in the Agriculture District in SW1/4, Section 20, Moulton Township. The Board received the minutes from the April 25, 2013 public hearing on this permit, which included the findings of the Planning Commission.

It was moved by Giese, seconded by Magnus and passed to approve Conditional Use Permit No. 1290 for Don Hanson to operate a new feedlot over 300 animal units (AU) in the Agriculture District in SW1/4, Section 20, Moulton Township based on the recommendation of the Planning Commission.

Randy Groves and Lisa Saner reviewed the 2012 Annual Report for the Highway Department.

Contract with AAA Striping Service Co. for Striping Project CP 02-13

It was moved by Giese, seconded by Jens and passed to approve and authorize the Chair, Auditor/Treasurer, and County Attorney to sign a contract with AAA Striping Service Co. for Striping Project CP 02-13.

Survey Equipment

It was moved by Jens, seconded by Magnus and passed to approve for the Highway Department to purchase survey equipment including a Magnetic Locator in the amount of \$715.00 and Digital 4' Level in the amount of \$151.99.

11:05 a.m. Commissioner Moline arrived

Salute to Agriculture Event

It was moved by Jens, seconded by Giese and passed to approve waiving the payment to the county based on head count for the Murray County Racing Association June 28, 2013 Salute to Agriculture Event.

Authorize Expenditures for New Picnic Tables

It was moved by Moline, seconded by Jens and passed to authorize expenditures of \$2,535.61 for ten (10) new picnic tables for the Murray County Parks Department (account code: 01-521-521-6478).

Fairgrounds Advisory By-Laws

It was moved by Giese, seconded by Moline and passed to approve and authorize the Board Chair to sign the Fairgrounds Advisory By-laws.

Nancy Pieske gave an update on U of MN Extension Staff Conference.

A Ditch Inspector position was discussed.

It was moved by Moline, seconded by Jens and passed to approve to open the agenda to add a ditch petition for

- #2013-007 (CD57, 12-Charanbie Township, Moline)

A motion was made by Moline, seconded by Jens and carried that the Commissioners appointed as Inspectors in and for the County of Murray, are hereby instructed to examine and inspect 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 if deemed necessary, to prepare either a cost estimate of said repair, or order said repairs to be made, with a report to be given thereon at a Murray County Board of Commissioner's meeting, held in the Commissioners Room of the Murray County Government Center, Slayton, Minnesota.

Workers Compensation

It was moved by Giese, seconded by Magnus and passed to approve sending and authorize the Chair to sign letters to Representative Schomacker and Senator Weber regarding, the Workers' Compensation Policy Changes Act.

MCIT Regional Risk Management Workshop

It was moved by Jens, seconded by Magnus and passed to approve any Commissioner attend the MCIT Regional Risk Management Workshop at the Ramada Inn in Marshall on September 11, 2013.

Robert Moline reported on Commissioner Board Meeting – April 18, Southwest Health & Human Services (No Per Diem Claimed) – April 17, AMC Conference Call (No Per Diem Claimed) – April 19, Hospital Finance Committee and Hospital Personnel – April 22, Commissioner Board Meeting and Hospital Board – April 23, Southern Prairie Health Purchasing Alliance – April 26.

It was moved by Jens, seconded by Moline, and passed to approve the Commissioner Vouchers for the period of April 14, 2013 to April 27, 2013.

There being no further business the meeting adjourned at 12:05 p.m.

ATTEST: _____
Aurora Heard, Murray County Coordinator

Gerald Magnus, Chairman of the Board