

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS  
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA  
June 18, 2013 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Gerald Magnus, Robert Moline, John Giese, 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 Jens, seconded by Giese and passed to approve the agenda as modified and the minutes from June 4, 2013.

#### Warrants

A motion was duly made by Moline, seconded by Thiner and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated June 18, 2013 with fund totals as follows and warrants numbered 139664-139738:

County Revenue Fund	69,110.99
County Road & Bridge Fund	21,866.61
EDA	196.25
Hospital Maintenance	15.50
Sunrise Terrace	1,257.36
SAWSD	150.04
Total	92,596.75

Heidi Winter presented the following petitions for repair:

- #2013-014 (JD 13, 23 - Bondin Township, Thiner)

A motion was made by Thiner, seconded by Moline 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.

Commissioner Moline presented the following resolution and moved for its adoption:

Resolution 2013-06-18-01  
A Resolution Setting a Final Hearing  
for County Ditch 82 Petition (#2012-017)  
(Main and Branch 1 Improvements)

WHEREAS, Resolution 2012-02-07-01 was passed on February 7, 2012 by the Murray County Board of Commissioners, Acting as Drainage Authority, to accept a Petition for Improvement, pursuant Minnesota Statutes § 103E.215, to County Ditch 82 (Murray County Petition #2012-017) and appoint Duane Hansel as the qualified engineer to complete a Preliminary Engineer's Report for the improvement, and

WHEREAS, the preliminary engineering report was completed and received in the office of the County Auditor-Treasurer on June 4, 2012, and

WHEREAS, a Preliminary Hearing was held on July 24, 2012 at 9:30 a.m. where a Findings of Fact and Order was passed, pursuant to Minnesota Statutes 103E.261, verifying that the proposed drainage project is feasible, necessary, will be of public benefit and the outlet is adequate, and

WHEREAS, at the July 24, 2012 Preliminary Hearing a Redetermination of Benefits was ordered and Viewers were appointed, pursuant Minnesota Statutes 103E.351, and

WHEREAS, the Final Engineer's Report and Viewers Report have been received in the office of the County Auditor-Treasurer.

NOW THEREFORE BE IT RESOLVED, that the Murray County Board of Commissioners, acting as the Drainage Authority, hereby sets the Final Hearing for the Improvement to County Ditch 82, pursuant to Minnesota Statute 103E.325, for July 23, 2013 at 11:00 a.m. in the Commissioner's Room of the Murray County Government Center.

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

Commissioner Moline presented the following resolution and moved for its adoption:

Resolution 2013-06-18-02  
Resolution of the Murray County Drainage Authority  
Acknowledging a Petition for Outlet and Partial  
Abandonment for Judicial Ditch 10 and Setting a Public Hearing

WHEREAS, a Petition for Outlet and Partial Abandonment of Judicial Ditch 10 has 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.806 and 103E.401, determining that the requirements of the Petition have been met; and

WHEREAS, it is the desire of the Petitioners that a public hearing be scheduled and conducted on the matter.

NOW THEREFORE BE IT RESOLVED, by the Murray County Board of Commissioners, acting as Murray County Drainage Authority, that the Petition for Outlet and Partial Abandonment of Judicial Ditch 10 (Murray County Petition Number 2013-020) is hereby acknowledged.

BE IT FURTHER RESOLVED, that a public hearing is scheduled, pursuant to M.S. §103E.806 and 103E.401, for July 23, 2013 at 11:30 a.m.

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

Commissioner Giese presented the following resolution and moved for its adoption:

Resolution 2013-06-18-03  
A Resolution Setting a Preliminary Hearing  
for County Ditch 35 Petition (#2012-052 and 2013-006)  
(Improvement and Laterals)

WHEREAS, Resolution 2012-10-02-01 was passed on October 2, 2012 and Resolution 2013-05-07-01 was passed on May 7, 2013 by the Murray County Board of Commissioners, Acting as Drainage Authority, and

WHEREAS, these resolution accepted a County Ditch 35 Petition for Improvement and Laterals, Pursuant to Minnesota Statutes § 103E.225 and 103E.215 as Murray County Petition #2012-052 and 2013-006 and appointed Duane Hansel as the qualified engineer to complete a Preliminary Engineer's Report for the improvement, and

WHEREAS, the preliminary engineering report was completed and received in the office of the County Auditor-Treasurer on June 14, 2013.

NOW THEREFORE BE IT RESOLVED, that the Murray County Board of Commissioners, acting as the Drainage Authority, hereby sets a Preliminary Hearing, pursuant to Minnesota Statutes 103E.261, for July 23, 2013 at 9:15 a.m. in the Murray County Commissioner's Room to hear the Engineer's Report and take public comment on the Petition for Improvement and Laterals.

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

Auditor/Treasurer Winter gave the Board an update on County Ditch 22.

It was moved by Moline, seconded by Magnus and passed to approve to hire Craig Bangassar to plant the grass seed on the buffer strip in county ditch 22 in Section 13-Shetek Township if Duane Campbell is unable to do it by July 10, 2013 and bill it to the ditch system.

Voting in Favor: Moline, Magnus, Thiner, and Jens

Opposed: Giese

Motion carried 4 to 1.

Boiler Repairs – The item was tabled until June 25, 2013 in order to obtain additional quotes.

Jennifer Kirchner gave an update on 2012 ambulance services.

10:17 a.m. Open Forum/Public Comment – No members of the public were present.

Paul Horn, Linda Wing, and Karen Tommeraasen were present from the food shelf to give an update.

Randy Groves gave an update on the MCEA Conference.

Project CP 03-13 Contract

It was moved by Moline, seconded by Giese and passed to approve and authorize the Board Chair, Auditor/Treasurer, and County Attorney to sign a construction contract with Morris Sealcoat and Trucking for project CP 03-13.

Randy Groves gave a construction update.

Brian Bau, End O Line Director, gave an update on the End O Line Park.

Website Contract

It was moved by Jens, seconded by Moline and passed to approve and authorize the Board Chair to sign a contract with Hagstrom Tech Services for website design.

Discussed hospital board opening. The Board directed Coordinator Heard to reply to Attorney Malone's letter that a nominating committee has been used in the past for the hospital board and they are unsure if they are going to fill the position as the term expires in December 2013.

It was moved by Moline, seconded by Magnus and passed to approve to allow the Days of 87 Celebration, with the liquor license through the Grain Exchange and insurance through the City of Slayton, to have their street dance scheduled June 22, 2013 at the 4-H building in the event it is rained out.

Fairgrounds Sound System

It was moved by Moline, seconded by Jens and passed to authorize an expenditure of \$12,687.50 for a sound system on the Fairgrounds to be paid from account code: 01-110-115-6650; total cost of the system is \$25,375.00 of which the Murray County Ag Society has paid \$12,687.50.

Commissioner Jens discussed the Food Service building and the kitchen equipment.

Commissioner Giese presented the following resolution and moved for its adoption:

Resolution 2013-06-18-04  
A Resolution Accepting a Federal

## Recreational Trail Program Grant for a Trail Groomer

WHEREAS, Murray County supports the grant application made to the Minnesota Department of Natural Resources for the Federal Recreational Trail Program. The application is to purchase a Trail Groomer for the Slayton Driftbreakers Snowmobile Club, and

WHEREAS, Murray County recognizes the twenty-five (25) percent match requirement for the Federal Recreational Trail Program, and understands that it will be secured by the Slayton Driftbreakers Snowmobile Club through a bank loan.

NOW, THEREFORE, BE IT RESOLVED, if Murray County is awarded a grant by the Minnesota Department of Natural Resources, Murray County agrees to accept the grant award, and may enter into an agreement with the State of Minnesota for the above referenced project. Murray County will comply with all applicable laws, environmental requirements and regulations as stated in the grant agreement, and

BE IT FURTHER RESOLVED, the Murray County Board of Commissioners names the fiscal agent for Murray County for this project as:

Heidi E. Winter  
Murray County Auditor-Treasurer  
2500 28th Street  
P.O. Box 57  
Slayton, MN 56172-0057

BE IT FURTHER RESOLVED, Murray County hereby assures the grooming equipment acquired through this grant will be maintained for no less than twenty (20) years or until such time as appropriate disposition actions are approved by the Minnesota Department of Natural Resources.

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

End O Line Mail

It was moved by Thiner, seconded by Jens and passed to change the official mailing address for End O Line Park from 440 Mill Street, Currie, MN 56123 to 2500 28th Street/P.O. Box 57, Slayton, MN 56172-0057, further moving to authorize Auditor/Treasurer Winter to sign a USPS Change of Address Order on behalf of the County.

The Commissioners gave their committee reports for the period of May 26, 2013 to June 8, 2013.

John Giese reported on Personnel Meeting – May 31, Deer Creek Plant Tour – June 3, Commissioner Board Meeting and Recycle Meeting – June 4, Airport Meeting – June 6.

Gerald Magnus reported on Commissioner Board Meeting – May 28, Ditch Inspection (JD17) (Partial Per Diem Claimed) – May 29, District 8 Meeting – May 30, Ditch Inspection (CD75) (Partial Per Diem Claimed) – May 31, Energy Board Tour – June 3, Commissioner Board Meeting and Recycle Meeting – June 4, EDA Meeting (No Per Diem Claimed) – June 5, ATP8 Transportation and SWRDC Meeting (No Per Diem Claimed) – June 6.

Robert Moline reported on Commissioner Board Meeting – May 28, AMC District Meeting and Insurance Meeting – May 30, Commissioner Board Meeting and Recycle Meeting – June 4, Hospital Annual Picnic (No Per Diem Claimed) – June 5, Area II and RCRC Meeting – June 6.

David Thiner reported on Commissioner Board Meeting – May 28, AMC Meeting – May 30, Ditch Inspection (JD13) (No Per Diem Claimed) – May 31, Rural Energy Board Deer Creek Power Plant Tour – June 3, Commissioner Board Meeting and Recycle Meeting – June 4.

James Jens reported on Ditch Inspection (No Per Diem Claimed) – May 26, Commissioner Board Meeting and Hospital Meeting – May 28, Casey Jones Trail Meeting – May 29, AMC Meeting – May 30, Commissioner Board Meeting – June 4, EDA Meeting (No Per Diem Claimed) – June 5, End O Line Park Open House (No Per Diem Claimed) – June 7.

It was moved by Thiner, seconded by Giese and passed to approve the Commissioner Vouchers for the period of May 26, 2013 to June 8, 2013.

11:50 a.m. Meeting Recessed.

12:00 p.m. Meeting called back to order at the Murray County Fairgrounds.

The Board discussed options for the cattle barn.

There being no further business the meeting adjourned at 12:30 p.m.

ATTEST: \_\_\_\_\_  
Aurora Heard, Murray County Coordinator

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Gerald Magnus, Chairman of the Board