

DRAFT PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
October 1, 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, Absent: 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.

Consent Agenda

1. Approval of the Minutes from September 24, 2013

It was moved by Giese, seconded by Moline and passed to approve the agenda as modified and consent agenda item 1.

Warrants

A motion was duly made by Moline, seconded by Giese and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated October 1, 2013 with fund totals as follows and warrants numbered 140597 – 140668:

County Revenue Fund	15,877.32
County Road & Bridge Fund	32,657.98
EDA	242.18
Hospital Maintenance	608.00
Sunrise Terrace	2,482.34
Total	51,867.82

Heidi Winter presented the following petitions for repair:

- #2013-040 (CD 68, Murray County Fairgrounds, Giese)
- #2013-033 (Pending from 8/6/2013 – Inspector Report: Estimate from Cooreman Contracting to make repair \$8,500)

A motion was made by Jens, seconded by Magnus 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.

Ditch Bills

A motion was made by Moline, seconded by Jens 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.

<u>Contractor</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>
Jim Weidemann (Ditch Viewer - CD 82 Redetermination)			
CD 82	781.00	2012-017	Improvement & Redetermination of Benefits
Total	781.00		
Total Ditch Contractor Bills	781.00		

Cattle Barn Donation

It was moved by Thiner, seconded by Giese and passed to accept a \$12,905.00 donation from Murray County Agriculture Society restricted for the purpose of offsetting expenditures for the Cattle Barn Restoration on the Fairgrounds (receipt code: 01-110-115-5760).

Subordination Agreement

It was moved by Moline seconded by Thiner and passed to approve a subordination agreement for parcel number 17-025-0031 for a Murray County Clean Water Partnership Septic Lien, further moving to authorize the Auditor-Treasurer to sign the agreement on behalf of the County.

CodeRed Service Agreement

It was moved by Thiner, seconded by Jens and passed to approve the Code Red service agreement in the amount of \$6,188.09 not including sales tax from account code 01-283-283-0000-6260 and to authorize the Board Chair to sign the agreement.

Emergency Management Performance Grant

It was moved by Giese, seconded by Moline and passed to approve the 2013 emergency performance grant A-EMPG-2013-MURRAYCO-00238 in the amount of \$17,334.00 and to authorize the Board Chair to sign the agreement.

Emergency Operations Plan

It was moved by Giese, seconded by Moline and passed to approve and authorize the Board Chair and County Sheriff to sign the emergency operations plan.

Jean Christoffels presented Conditional Use Permit No. 1297 for Earl Schuld & Dustin Schuld (Dustin Schuld was also present) to expand an existing feedlot by constructing a total confinement cattle barn to house 400 head beef cattle (400 animal units (AU)) with a concrete manure storage pit. After construction and expansion, the site will have 480 head beef cattle (480 AU) in the SW1/4 NW1/4, Section 30, of Chanarambie Township. The board received the minutes and the power point presentation from the September 19, 2013 public hearing, which included the findings of the Planning Commission.

It was moved by Moline, seconded by Jens and passed to approve Conditional Use Permit No. 1297 for Earl Schuld & Dustin Schuld to expand an existing feedlot by constructing a total confinement cattle barn to house 400 head beef cattle (400 animal units (AU)) with a concrete manure storage pit in the SW1/4 NW1/4, Section 30, of Chanarambie Township based on the findings and recommendations of the Planning Commission.

Jean Christoffels presented Conditional Use Permit No. 1298 for Scott Longstreth to utilize an alternative method, other than the use of fill, to elevate a structure's lowest floor above the regulatory flood protection elevation in the Flood Fringe District of Lake Shetek. The board received the minutes and the power point presentation from the September 19, 2013 public hearing, which included the findings of the Planning Commission.

It was moved by Jens, seconded by Magnus and passed to approve Conditional Use Permit No. 1298 for Scott Longstreth to utilize an alternative method, other than the use of fill, to elevate a structure's lowest floor above the regulatory flood protection elevation in the Flood Fringe District of Lake Shetek based on the findings and recommendations of the Planning Commission.

Racing Association Lease

It was moved by Giese, seconded by Moline and passed to approve and authorize the Board Chair and Auditor/Treasurer to sign a two year lease with the Racing Association through September 30, 2015.

Food Service Building

The board discussed the parking lot and building. Chairman Magnus opened it for public comment. Linda Wing, Karen Tommeraasen, Lila Anderson from the Food shelf were present. Commissioner Jens and Commissioner Giese will review the operating costs of the building. Auditor/Treasurer Winter, a building maintenance employee and member of the Food shelf will also participate in the review.

It was moved by Magnus, seconded by Thiner and passed to approve to withdraw the following motion from the September 24, 2013 meeting:

It was moved by Magnus, seconded by Thiner and passed to approve advertising for three weeks the Food Service Building for sale and to open bids on October 22, 2013 at 9:30 a.m. with the bidders ability to raise the bids at the opening and the county boards ability to reject any bid with bidders ability to inspect the building by contacting Commissioner Giese prior to the opening with possession to be determined based on current county lease agreements.

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

RESOLUTION 2013-10-01-01
A RESOLUTION APPROVING MODIFICATIONS TO THE
JOINT POWERS AGREEMENT FORMING THE
SOUTHWEST MINNESOTA REGIONAL RADIO BOARD

WHEREAS, Murray County is a participating member of the Southwest Minnesota Regional Radio Board (hereinafter the “Board”), a Joint Powers Entity formed pursuant to Minnesota Statutes 403.39 and 471.59; and

WHEREAS, a Joint Powers Agreement creating the Board was approved by the thirteen counties and two cities comprising the Board, including Murray County; and

WHEREAS, the Minnesota legislature has amended Minnesota Statute 403.39 by adding a new section entitled “Regional Emergency Communications Boards” that provides authority for Regional Radio Boards to assume responsibility for coordinating regional 911 services; and

WHEREAS, compliance with this amendment to Minnesota statute requires modification of the existing Joint Powers Agreement; and

WHEREAS, the Board recommends modification of the Joint Powers Agreement governing the Board to provide for regional coordination of 911 services and public safety broadband data services and changes the name of the Board to “Southwest Minnesota Regional Emergency Communications Board”

NOW THEREFORE, BE IT RESOLVED the Murray Board of Commissioners approves the modifications to the Joint Powers Agreement recommended by the Board and attached hereto; and be it further

RESOLVED that the County Board Chair and County Coordinator are hereby authorized to execute the required addendum to the existing Joint Powers Agreement to implement the authorized modifications.

READ AND PASSED this 1st day of October, 2013.

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.

Part Time Deputy

It was moved by Giese, seconded by Thiner and passed to approve promoting Jarrod Larson to a regular part time deputy, up to 20 hours per week at a grade 14 step 1 effective September 15, 2013.

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

RESOLUTION 2013-10-01-02
RESOLUTION FOR PEACE OFFICER
REQUESTING COVERAGE IN THE PUBLIC EMPLOYEES
POLICE AND FIRE FUND

WHEREAS, the policy of the State of Minnesota declared in Minnesota Statutes 353.63 is to give special consideration to employees who perform hazardous work and devote their time and skills to protecting the property and personal safety of others; and

WHEREAS, Minnesota Statutes Section 353.64 permits governmental subdivision to request coverage in the Public Employees Police and Fire Plan for eligible employees of police departments whose position duties meet the requirements stated there in and listed below.

BE IT RESOLVED that the Sheriff's Office of Murray County, hereby, declares that the position title Deputy Sheriff currently held by Jarrod Larson, meets all of the following Police and Fire membership requirements:

1. Said position requires a license by Minnesota peace officer standards and training board under sections 626.84 to 626.863 and this employee is so licensed;
2. Said position's primary (over 50%) duty is to enforce the general criminal laws of the state;
3. Said position charges this employee with the prevention and detection of crime;
4. Said position give this employee the full power of arrest, and
5. Said position is assigned to a designated police or sheriff's department.

BE IT FURTHER RESOLVED that this governing body hereby requests that Jarrod Larson be accepted as a member of the Public Employees Police and Fire Plan effective the date of this employee's initial Police and Fire salary deduction on September 15, 2013 by the governmental subdivision.

STATE OF MINNESOTA
COUNTY OF MURRAY

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.

2014 Life & Vision Insurance

It was moved by Moline, seconded by Giese and passed to approve changing life insurance providers from Minnesota Life to Hartford effective 1-1-14 and authorize Coordinator Heard to

sign documents regarding the change and to approve changing vision providers to Assurant effective 1-1-14 and authorize Coordinator Heard to sign documents regarding the change.

The Commissioners gave their committee reports for the period of September 15, 2013 to September 28, 2013.

John Giese reported on MN River Viewers Meeting – September 16, Commissioner Board Meeting and Township Annual Meeting – September 17, Building & Grounds Meeting and Airport Commission Meeting – September 18, RSVP and Fair Board Advisory Meeting – September 19, Hospital Finance Meeting and Health Alliance Meeting – September 23, DAC Meeting, Commissioner Board Meeting and ECI and Hospital Board Meeting – September 24, RSVP Appreciation Meeting – September 26, Building & Grounds Meeting and Legends Building Meeting – September 27.

Gerald Magnus reported on Insurance Meeting – September 16, Commissioner Board Meeting and Township Annual Meeting – September 17, Southwest Health & Human Services (No Per Diem Claimed) – September 18, Fairground Advisory Meeting – September 19, Insurance Meeting – September 20, Hospital Finance Meeting and Personnel Meeting and Rural Minnesota Energy Board Meeting – September 23, Commissioner Board Meeting and Hospital Board Meeting – September 24, Southwest Health & Human Services (No Per Diem Claimed) – September 25, SWRDC ATP 8 (No Per Diem Claimed) – September 27.

Robert Moline reported on Insurance Meeting and Road Meeting/Lyon County – September 16, Commissioner Board Meeting – September 17, Southwest Health & Human Services (No Per Diem Claimed) – September 18, Insurance Meeting – September 20, Hospital Finance Meeting and Hospital Board Meeting and Personnel Meeting – September 23, Commissioner Board Meeting and Hospital Board Meeting – September 24, Southwest Health & Human Services (No Per Diem Claimed) – September 25, Southern Prairie Health Purchasing Alliance – September 27.

David Thiner reported on CEOB Meeting (No Per Diem Claimed) – September 16, Commissioner Board Meeting and Township Annual Meeting – September 17, PCL Meeting – September 18, EMS Retreat – September 19, Prairie Ecology Bus and SMOC Meeting – September 23, Commissioner Board Meeting and Hospital Board Meeting – September 24, RSVP Meeting (No Per Diem Claimed) – September 26.

James Jens reported on Commissioner Board Meeting and Township Annual Meeting – September 17, Planning and Zoning Meeting – September 19, Commissioner Board Meeting and Hospital Board Meeting – September 24.

It was moved by Thiner, seconded by Jens and passed to approve the Commissioner Vouchers for the period of September 15, 2013 to September 28, 2013.

2013 Gravel Crushing

It was moved by Moline, seconded by Giese and passed to approve final payment to Sweetman Sand and Gravel, Inc. for project number CP01-13 in the amount of \$68,381.30.

Final payment Project No. CP 03-13-2013 Sealcoat

It was moved by Jens, seconded by Thiner and passed to accept Project No. CP 03-13-2013 and to approve final payment of \$17,595.55 to Morris SealCoat & Trucking, Inc.

CSAH Bridge Opening

It was moved by Thiner, seconded by Jens and passed to approve setting the bid opening date for CSAH 28 bridge project number SAP 51-628-017 for November 5, 2013 at 10:30 a.m.

Randy Groves gave a construction update.

The 2014 budget review was postponed until a later meeting.

There being no further business the meeting adjourned at 11:18 a.m.

ATTEST:

Aurora Heard, Murray County Coordinator

Gerald Magnus, Chairman of the Board

