

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS  
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA  
April 22, 2014 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, and James Jens. Also present Aurora Heard, County Coordinator, Heidi Winter, Auditor-Treasurer, Paul Malone County Attorney. Excused Absence: Commissioner David Thiner

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 April 15, 2014

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

Ditch Petitions – There were no ditch petitions for the April 22, 2014 meeting.

Ditch Bills

A motion was made by Magnus, 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>Ditch #</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>
<b><u>Jim Weidemann - Ditch Viewer</u></b>				
	CD 35	231.52	2013-006	Improvement
	CD73	1,130.00	2013-042	Improvement
	JD 3	1,246.40	2012-018	Improvement
	<b>Subtotal</b>	<b>2,607.92</b>		
<b>Total for All Ditch Bills</b>		<b>2,607.92</b>		

Vacuum Cleaner

It was moved by Jens, seconded by Moline and passed to authorize an expenditure of \$690.00 to Hillyard, Inc. for the purchase of a vacuum cleaner to be paid from account code: 01-110-111-6480.

#### Golf Outing

It was moved by Moline, seconded by Jens and passed to approve all Commissioners attend the County Golf Outing at the Slayton Country Club on July 10, 2014.

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

RESOLUTION 2014-04-22-01  
A RESOLUTION OF  
MURRAY COUNTY  
TO SUPPORT MN H.F. 2564  
APPROPRIATING REVENUES TO FUND SOLID WASTE RELATED PROGRAM

WHEREAS, Murray County is a member of the Southwest Regional Solid Waste Commission; and

WHEREAS, the Southwest Regional Solid Waste Commission is a Joint Powers Board consisting of the Minnesota Counties and was formed to provide the greatest public service benefit possible for the entire contiguous twelve (12) County area encompassed by the Counties in planning, management, and implementation of methods to deal with solid waste in southwest Minnesota; and

WHEREAS, the Murray County supports the use of Solid Waste Management Tax (SWMT) revenues to fund solid waste related programs, incentives, and infrastructure.

WHEREAS, Murray County is of the opinion that priority should be given to use SWMT revenues to increase funding for SCORE, solid waste processing credits, waste-related educational and incentive-based programs, special waste collection events (tires, oil, organics), infrastructure improvements, and bonding/guarantees to leverage additional Capital Assistance Program (CAP) funding.

WHEREAS, the level of SCORE funding to counties has changed little since first enacted in 1992 and has not kept up with inflation, while the cost of SCORE related programs has increased every year accompanied by increases in the volume of both the waste and recyclable materials streams.

THEREFORE, Murray County supports increased SCORE funding to counties to administer the recycling programs mandated by the Minnesota Legislature and reduce the amount of material that is land filled.

NOW THEREFORE BE IT RESOLVED that the Murray County Board of Commissioners supports the proposed amendments included in MN H.F. 2564, specifically Section 5, MN

Statutes 2012, Section 297H.13, Subdivision 1. Deposit of Revenues; and Section 6, MN Statutes 2012, Section 297H.13, Subdivision 2a. Appropriation.

The foregoing resolution was duly seconded by Commissioner Magnus with all members voting in favor.

#### Seasonal Positions

It was moved by Jens, seconded by Magnus and passed to approve hiring the following seasonal positions: Trent Carlson as a seasonal parks maintenance employee at \$8.69 per hour with a start date of May 5, 2014; Sam Beech as a seasonal parks maintenance employee at \$8.49 per hour with a start date of May 19, 2014; Devin Ryan as a seasonal parks maintenance employee at \$8.29 per hour with a start date of May 20, 2014; Travis Radke as s seasonal Soil and Water District Aide at \$9.52 per hour with a start date of April 24, 2014; Haleigh Ortmeier Clarke as an Extension Intern at \$9.52 per hour with a start date of May 21, 2014.

#### Extension of special condition #5 of Conditional Use Permit #1286

Jean Christoffels presented a request for an extension of special condition #5 of Conditional Use Permit #1286 to plant and maintain a minimum of 50 feet of the existing grove on the west, north and east sides of the property, and must finish the east tree line with two rows of trees and one row of shrubs, from the existing grove south to 70 feet from the road right of way. The trees/shrubs must be planted within one year of completion of the barn. The board received a copy of permit #1286, including the special conditions, along with an extension request for trees to be planted by July 1, 2015.

It was moved by Moline, seconded by Magnus and passed to approve an extension of special condition #5 of Conditional Use Permit #1286 to plant and maintain a minimum of 50 feet of the existing grove on the west, north and east sides of the property, and must finish the east tree line with two rows of trees and one row of shrubs, from the existing grove south to 70 feet from the road right of way in W ½ SW ¼, Section 17, Lime Lake Township, the trees/shrubs must be planted by July 1, 2015.

#### Conditional Use Permit #1306

Jean Christoffels presented conditional use permit #1306 for Brady Hustein to expand an existing feedlot in the Agriculture District in the SW ¼, Section 11, Moulton Township. The board received the minutes from the April 8, 2014 public hearing, which included the findings of the Planning Commission.

It was moved by Magnus, seconded by Jens and passed to approve conditional use permit #1306 for Brady Hustein to expand an existing feedlot in the Agriculture District in the SW ¼, Section 11, Moulton Township based on the recommendation of the Planning Commission.

Janet Timmerman gave an update to the County Board.

## Museum Management Agreement

It was moved by Jens, seconded by Magnus and passed to approve and authorize the Board Chair to sign the Museum Management Agreement with the Historical Society omitting Item 3 under Article F.

10:00 a.m. Open Forum/Public Comment – Cal Wurpts and Trish Grieme spoke during open forum.

At 10:30 a.m. the Board Chair called for bids for the salt storage shed and fuel pumps:

### Salt Storage Shed

Bidder	Bid Amount
A & B Construction	\$121,050.00
Doom & Cuypers	\$256,240.00
Greystone Construction	\$183,400.00
Sussner Construction	\$227,000.00

### Fueling Pump System

Bidder	Bid Amount
Doom & Cuypers	\$263,217.00
Pump & Meter Service	\$220,627.00
B & H Petroleum	\$228,000.00
Oday Equipment	\$266,000.00
Minnesota Petroleum Service	\$232,419.00
Zahl Equipment Service	\$215,934.00
Westmor Industries	\$237,080.00

Randy Groves and Steve Robinson took the bids to the highway department to review the specifications.

The County Board and County Engineer Randy Groves discussed a drainage problem.

11:17 a.m. The meeting was recessed until 8:00 a.m. on Thursday April 24, 2014.

The meeting reconvened at 8:00 a.m. on April 24, 2014 with the following members present: Commissioners Gerald Magnus, Robert Moline, John Giese, and James Jens. Also present Aurora Heard, County Coordinator, Heidi Winter, Auditor-Treasurer. Excused Absence: Commissioner David Thiner

The County Board and County Engineer discussed the low bids on the salt shed and the fueling pump system. The bid specifications from A & B Construction, the low bidder on the salt shed, were not complete.

8:23 a.m. Commissioner Moline was excused

8:24 a.m. Commissioner Moline returned.

It was moved by Jens, seconded by Magnus and passed to approve to table awarding the bids for the salt shed and fuel pumps until 10:00 a.m. on Wednesday April 30, 2014.

Ditch Petition 2014-012 Addition

It was moved by Moline, seconded by Jens and passed to approve to add to the agenda Ditch Petition 2014-012, JD 13, Section 9, Bondin Township.

Heidi Winter presented the following petitions for repair:

- #2014-012, JD 13, Section 9, Bondin Township.

A motion was made by Magnus, 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.

Roger VanderSchaaf, Howard Konkol, and Brian Christensen were present to discuss a drainage project along county road 25 on Roger VanderSchaaf's property.

It was moved by Moline, seconded by Jens and passed to approve the plan that was presented regarding a drainage project along county road 25 on Roger VanderSchaaf's property as Mr. VanderSchaaf has given approval that this project shall encroach on his property and the highway department will replace the current culvert with a 30 inch culvert and funding shall be researched by Brian Christensen with Equip Funding and option B for funding could be from Soil and Water it was further moved that Roger VanderSchaaf shall be in contact with the power company to resolve any issues regarding the proposed project.

Committee reports Addition

It was moved by Magnus, seconded by Moline and passed to approve to add committee reports to the agenda when the Board reconvened on April 30.

9:13 a.m. The meeting was recessed until 10:00 a.m. on April 30, 2014

The meeting reconvened at 10:07 a.m. on April 30, 2014 with the following members present: Commissioners Gerald Magnus, Robert Moline, John Giese, David Thiner and James Jens. Also present Aurora Heard, County Coordinator, Heidi Winter, Auditor-Treasurer, Paul Malone County Attorney.

#### Change Order # 1- Cattle Barn Addition

It was moved by Magnus, seconded by Jens and passed to approve to add to the agenda change order number 1 for the cattle barn.

#### Change Order #1 – Cattle Barn

It was moved by Moline, seconded by Thiner and passed to authorize Change Order #1 for the Fairgrounds Cattle Barn Project as follows:

- Labor, material and equipment to cover remainder of both end walls above 8' with 2 x 6 tongue and groove.
  - Build 2 x 6 stud wall 8' high on center wall.
  - Cover both sides up 4' with 2 x 12's.
  - Build 4 – 9' swing gates on both ends of center wall using 2 x 12's
  - Install in concrete, 1 1/2" pipe every 5' on center wall on both sides and west end to hold gates
- Total Cost of Change Order: \$7,540.00

#### Seasonal Museum Curator Addition

It was moved by Moline, seconded by Magnus and passed to approve adding the Seasonal Museum Curator position to the agenda.

#### Seasonal Museum Curator

It was moved by Magnus, seconded by Jens and passed to approve hiring Anita Talsma Gaul as the seasonal Museum Curator at a grade 6, step 9, with a start date of May 5, 2014.

The following email was received from Ben Striegel from A & B business regarding withdrawing a bid for the salt/sand storage building.

-----Original Message-----

*From: Ben Striegel [mailto:striegelb1@yahoo.com]*

*Sent: Saturday, April 26, 2014 7:44 PM*

*To: Randy Groves*

*Subject:*

*Randy,*

*Our firm, A & B Construction LTD, has decided to withdraw our bid that we submitted for the Murray County Salt building. We appreciate you considering our company for your project. If you have any more questions feel free to contact me.*

*Ben Striegel*

### Salt/Sand Storage Shed

It was moved by Moline, seconded by Thiner and passed to approve awarding the bid for the salt/sand storage shed to Greystone Construction contingent on the city permit in the amount of \$183,400.00 from account code: 10-340-6622.

### A & B Construction Bid Bond

It was moved by Thiner, seconded by Jens and passed to approve to not execute the bid bond for A & B Construction due to an obvious mistake.

### Fueling Pump System

It was moved by Moline, seconded by Magnus and passed to approve awarding the low bid for the fueling pump system to Zahl Equipment Services in the amount of \$215,934.00 from account code: 10-340-6610.

The Commissioners gave their committee reports for the period of April 13, 2014 to April 26, 2014.

David Thiner reported on Commissioner Board Meeting and Ditch Hearing (CD#6 & #20A) – April 15.

James Jens reported on Commissioner Board Meeting and Ditch Hearing (CD#6 & #20A) – April 15, EDA Meeting (No Per Diem Claimed) – April 16, Meet John Osse (No Per Diem Claimed) – April 17, Hospital Meeting – April 18, Planning & Zoning Meeting – April 21, Commissioner Board Meeting and Hospital Board Meeting – April 22, Commissioner Board Bid Opening and Personnel Meeting – April 24, Ditch Inspection (#40) – April 25.

John Giese reported on Commissioner Board Meeting and Ditch Hearing (CD #6 & #20A) – April 15, ACE Meeting and ACE Annual Meeting – April 17, Personnel Meeting – April 18, Hospital Finance Meeting and Area Agency on Aging Committee Meeting – April 21, Early Childhood /DAC Meeting/Commissioner Board Meeting & Hospital Board Meeting – April 22, Plum Creek Meeting – April 23, Personnel Meeting/Buildings & Grounds Meeting – April 24.

Robert Moline reported on Supporting Hands Nurse Family Partnership – April 14, Commissioner Board Meeting – April 15, Southwest Health & Human Services (No Per Diem Claimed) – April 16, Southern Prairie Health Purchasing Alliance – April 17, Hospital Meeting – April 18, Hospital Finance Committee Meeting and Personnel Meeting – April 21, Commissioner Board Meeting and Hospital Board Meeting – April 22, Commissioner Board Meeting (Partial Per Diem Claimed) – April 24, Southern Prairie Health Purchasing Alliance – April 25.

Gerald Magnus reported on Commissioner Board Meeting and Ditch Hearing (CD #6 & #20A) – April 15, EDA Meeting and Southwest Health & Human Services (No Per Diem Claimed) – April 16, Hospital Finance Committee Meeting and Hospital Personnel Meeting – April 21,

Commissioner Board Meeting and Hospital Board Meeting – April 22, Commissioner Board Meeting – April 24.

It was moved by Magnus, seconded by Thiner and passed to approve the Commissioner Vouchers for the period of April 13, 2014 to April 26, 2014.

10:55 a.m. Meeting adjourned.

ATTEST:

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Aurora Heard, Murray County Coordinator

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John Giese, Chairman of the Board

