

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
April 7, 2015 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners James Jens, Robert Moline, Gerald Magnus, Glenn Kluis, and David Thiner. Also present Ronda Radke, Assistant Human Resources Director, Heidi Winter, Auditor-Treasurer, and Travis Smith, 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 Kluis, seconded by Magnus and passed to approve the agenda as modified.

Consent Agenda

1. Approval of the Minutes from March 24, 2015

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

Warrants

A motion was duly made by Thiner, seconded by Kluis and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated April 7, 2015 with fund totals as follows and warrants numbered 145835 through 145909:

County Revenue Fund	58,421.72
County Road & Bridge Fund	25,238.29
EDA	171.39
Sunrise Terrace	86.67
 Total	 83,918.07

Heidi Winter presented the following petitions for repair:

- #2015-003 (JD 20A, 12-Shetek Township, Jens) – Request to install private crossing/bridge. Continued from 3/3, 3/17 and 3/24
- #2015-007 (CD 26, 17-Skandia Township, Moline)
- #2015-008 (JD 20, 19-Bondin Township, Thiner)
- #2015-009 (JD 20, 30-Bondin Township, Thiner)
- #2015-010 (JD 13, 27-Bondin Township, Thiner)
- #2015-011 (JD 14, 13,14,23,24-Chanarambie Township, Moline)
- #2015-012 (JD 14, 11-Chanarambie Township, Moline)
- #2015-013 (JD 14, 17, 18 19 20 Leeds Township, Moline)

#2015-003 (JD 20A, 12-Shetek Township, Jens) – Request to install private crossing/bridge.
Continued from 3/3, 3/17, 3/24. Continued to 4-21-15.

#2015-007 (CD 26, 17-Skandia Township, Moline) will wait to hear from contractor and continued to 4-21-15.

A motion was made by Moline, seconded by Thiner 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 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>
<u>Dan Ruby (Ditch Viewer)</u>				
	JD20A	1,211.75	2013-037	Improvement
	Subtotal	1,211.75		
<u>LJG Backhoe Service</u>				
	JD15	1,090.60	2014-086	Jens
	Subtotal	1,090.60		
Total for All Ditch Bills		2,302.35		

Donations for Fairgrounds Projects

It was moved by Jens, seconded by Magnus and passed to accept a \$2,700.00 donation from the Murray County Fair/Agriculture Society restricted for the purpose of offsetting expenditures for the Cattle Barn Restoration on the Fairgrounds (receipt code: 01-110-115-5760).

Voting in Favor: Magnus, Jens, Kluis, Moline

Opposed: Thiner

It was moved by Thiner, seconded by Moline and passed to accept a \$1,000.00 donation from the Murray County Lakers 4-H Club restricted for the purpose of offsetting expenditures to purchase blinds and a chair cart for the 4-H Building on the Fairgrounds (receipt code: 01-110-115-5760).

Purchase Request for 4H Building

It was moved by Magnus, seconded by Kluis and passed to purchase window blinds from Randy's Floor Covering in the amount of \$572.00 and a chair cart from Davis Typewriter Co. Inc. in the amount of \$422.30 for the 4-H building with the donation that was made by the Lakers 4-H club.

Change Order No. 1 – Swenson Park Bathroom

It was moved by Thiner, seconded by Moline and passed to authorize Change Order #1 for the Swenson Park Bathroom Project as follows:

- Labor, material and equipment to install drainable tanks on the water softener
Total Cost of Change Order: \$330.00

Deed Restriction for Seven Mile Lake Park

Commissioner Kluis, presented the following resolution and moved for its adoption:

RESOLUTION 2015-04-07-01

A Resolution to Restrict the Deeds for Seven Mile Lake Park Properties

WHEREAS, Murray County will receive State of Minnesota Department of Natural Resources (DNR) Park Legacy Grant Program funds for improvements at Seven Mile Lake Park; and

WHEREAS, the DNR requires that any lands developed with assistance from this grant program must be retained solely for public outdoor recreation use; and

WHEREAS, the DNR is asking that a restriction be placed on the park property stating that the property cannot be converted to any use other than public outdoor recreation use without the prior written approval of the DNR Commissioner.

NOW THEREFORE BE IT RESOLVED that in order to comply with the Department of Natural Resources Park Legacy Grant Agreement PL14-007, Murray County does hereby impose the following restrictions on the property described in Attachment C to that agreement:

1. The property shall be permanently managed and maintained for public outdoor recreation use.
2. Murray County shall not at any time convert any portion of the park area to uses other than public outdoor recreation use without the prior written approval of the State acting through its commissioner of natural resources.

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

Seven Mile Park Campsite Electrical Upgrade

It was moved by Magnus, seconded by Thiner and passed to approve the electrical company to install the high voltage electricity to the campsites.

It was moved by Thiner, seconded by Moline and passed to approve going out for bids for the electrical to the campsites at Seven Mile Park with the bid opening on Tuesday, April 28, 2015 at 9:00 a.m. in the Commissioner Room.

Website Contract

It was moved by Magnus, seconded by Kluis, and passed to approve hiring AdMfg, Inc. for the re-design and development of the internet site for Murray County at the cost of \$3800.00, plus yearly service fees and furthermore authorizing the Board Chair to sign the contract.

SW MN Private Industry Council, Inc. Annual Update

Approval of the 2014 Audit Engagement Letter with the Minnesota Office of the State Auditor

It was moved by Moline, seconded by Jens and passed to approve the 2014 Audit Engagement Letter with the Minnesota Office of the State Auditor, further moving to authorize the Board Chair, Auditor-Treasurer, and Assistant Human Resources Director in place of County Coordinator to sign the letter on behalf of the County.

Consideration of approval of Change Orders 1-5 for the End O Line Projects

It was moved by Jens, seconded by Thiner and passed to authorize the change orders for the End O Line Roofing Projects as follows:

- Change Order #1 – Repair 2x10 on turn table \$35.00
 - Change Order #2-Repair deck on large depot \$77.00
 - Change Order #3-Renail roof on depot \$250.00
 - Change Order #4-Shingle sign by road \$499.00
 - Change Order #5-Replace 4’x9’ treated walkway \$400.33
- Total Change Orders \$1,261.33

Pay Application 1 for the End O Line Roofing Repairs

It was moved by Moline, seconded by Jens and passed to approve Pay Application 1 to Joe Schreier Construction for the End O Line Roofing Project for the contract amount \$12,454.56

Discussion on the Insurance Meeting on Thursday, April 16, 2015, Moline and Magnus will not be able to attend, Thiner and Kluis will go in their place.

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

Aquatic Invasive Species (AIS) Grant

It was moved by Thiner, seconded by Magnus and passed to approve the purchase of promotional items for the Aquatic Invasive Species (AIS) Grant.

Deputy Sheriff Resignation

It was moved by Moline, seconded by Jens to accept to resignation of Preston Olson as of March 31, 2015.

Regular Part-time Deputy Sheriff

It was moved by Magnus, seconded by Kluis, and passed to approve the new hire of Prestin Parker as a regular part-time Deputy Sheriff (30 hours per week) with benefits effective April 8, 2015 at a labor grade 14 step 1.

Deputy Sheriff PERA Resolution

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

RESOLUTION 2015-04-7-02
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 Prestin Parker, meets all of the following Police and Fire membership requirements:

1. Said position requires a license by the 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 Prestin Parker 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 April 8, 2015 by the governmental subdivision.

STATE OF MINNESOTA
COUNTY OF MURRAY

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

The Commissioners gave their reports for the period of March 15, 2015 to March 28, 2015

James Jens reported on Commissioner Board Meeting – March 17, Foundation Meeting at Hospital – March 18, Commissioner Board Meeting and Hospital Board Meeting – March 24, Casey Jones Trail Meeting and Extension Meeting – March 25, Fair Board Meeting (No Per Diem Claimed) – March 26, Watershed Event Linking Land Use Meeting – March 26.

Gerald Magnus reported on Commissioner Board Meeting – March 17, Southwest Health and Human Services (No Per Diem Claimed) – March 18, Hospital Finance Committee and Personal Meeting and Rural Minnesota Energy Board – March 23, Commissioner Board Meeting and Hospital Board Meeting – March 24, Drug Court Meeting – March 25.

Robert Moline reported on Commissioner Board Meeting – March 17, Southwest Health and Human Services (No Per Diem Claimed) – March 18, Ditch Inspection (#26) (Partial Per Diem Claimed) – March 21, Commissioner Board Meeting and Hospital Board Meeting – March 24, Ditch Inspection (CD#14), Southern Prairie Health Purchasing Alliance, Fair Board Meeting (No Per Diem Claimed) - March 26.

David Thiner reported on CEOB Meeting (No Per Diem Claimed) – March 16, Commissioner Board Meeting and Heron Lake Watershed District Meeting – March 17, Planning & Zoning Commission – March 19, Hospital CEO & Smith – March 20, Hospital Finance Committee and Personal Meeting – March 23, Commissioner Board Meeting and Hospital Board Meeting – March 24, Extension Meeting and SW/ECB/RAC – March 25, Water Quality Workshop and Planning & Zoning Meeting – March 26, Ditch Inspection (JD #20) (Partial Per Diem Claimed) – March 28.

Glenn Kluis reported on Commissioner Board Meeting – March 17, Health Alliance – March 23, Commissioner Board Meeting/Early Childhood Meeting/Hospital Board Meeting and DAC Meeting – March 24, ACE Meeting and Board of Equalization Training – March 26.

It was moved by Magnus, seconded by Thiner, and passed to approve the Commissioner Vouchers for the period of March 15, 2015 to March 28, 2015.

10:30 Commissioner Jens was excused from the meeting

Highway Annual Report Update

It was moved by Moline, seconded by Magnus and passed to approve the Murray County Highway Annual Report as given.

CP 02-15 Seal Coat Contract

It was moved by Moline, seconded by Magnus and passed to approve the CP 02-15 Seal Coat Highway Construction Contract with ASTECH Corp of St. Cloud, MN, authorizing the Vice Chair to sign the contract.

Bituminous Overlays Contract

It was moved by Magnus, seconded by Kluis and passed to approve the Bituminous Overlays Contract with Knife River Corporation – North Central of Sauk Rapids, MN, authorizing the Vice Chair to sign the contract for the Bituminous Overlay project for SAP#'s 051-629-030, 051-638-023, 051-638-006.

CP 01-15 Striping Contract

It was moved by Kluis, seconded by Moline and passed to approve the CP 01-15 Striping Contract with Traffic Marking Service Co. of Maple Lake, MN authorizing the Vice Chair to sign the agreement.

Press Release

It was moved by Magnus, seconded by Kluis and passed for Randy Groves, on behalf of the County Highway Department and upon the urging of the Murray County Township Association, to issue a press release to the local papers to urge farmers to keep the roadways clean and unobstructed.

Extension on Conditional Use Permit #1303

Jean Christoffels presented a request for an extension of Conditional Use Permit #1303 for Michael Berreau to expand an existing feedlot in the agriculture district in the NW ¼, Section 28, Cameron Township, so that the barn may be built either this construction season or the next.

It was moved by Moline, seconded by Magnus and passed to approve an extension until December 31, 2016 of the conditional use permit for Michael Berreau to expand an existing feedlot in the agriculture district in the NW ¼, Section 28, Cameron Township.

Conditional Use Permit# 1311

Jean Christoffels presented Conditional Use Permit #1311 for Anthony Zins to construct and operate a new feedlot over 300 animals units in the Agriculture District in the W ½ NW1/4 SW ¼, Section 22, Bondin Township based on the recommendation of the Planning Commission.

It was moved by Magnus, seconded by Thiner and passed to approve Conditional Use Permit #1311 for Anthony Zins to construct and operate a new feedlot over 300 animals units in the Agriculture District in the W ½ NW1/4 SW ¼, Section 22, Bondin Township based on the record, the findings, and the recommendation of the Planning Commission.

Conditional Use Permit #1310

Jean Christoffels presented Conditional Use Permit #1310 for Adam Pick to construct and operate a new feedlot over 300 animals units in the Agriculture District, 13.09 acres in the NW ¼ NW ¼, Section 22, Lime Lake Township based on the recommendation of the Planning Commission.

It was moved by Moline, seconded by Magnus and passed to approve Conditional Use Permit #1310 for Adam Pick to construct and operate a new feedlot over 300 animals units in the Agriculture District 13.09 acres in the NW ¼ NW ¼, Section 22, Lime Lake Township based on the record, the findings, and the recommendation of the Planning Commission.

11:02 a.m. The meeting was adjourned.

ATTEST: _____
Ronda Radke, Assist Human Resources Dir.

James Jens, Chairman of the Board