

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
July 5, 2016 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Robert Moline, James Jens, Glenn Kluis, Gerald Magnus and David Thiner. Also present Aurora Heard, County Coordinator, and Travis Smith, County Attorney.

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

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

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

No conflicts of interest were identified.

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

Consent Agenda

1. Approval of the Minutes from June 28, 2016

A motion was duly made by Kluis, seconded by Magnus and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated 7-5-2016 with fund totals as follows and warrants numbered 150059 – 150102:

County Revenue Fund	15,624.61
County Road & Bridge Fund	17,480.83
EDA	40.00
Self Insurance	825.00
 Total	 33,970.44

There were no ditch bills for the July 5, 2016 meeting.

It was moved by Jens, seconded by Moline and passed to change the timeline for the Government Center Roof Replacement Project (established by motion on June 7, 2016) as follows:

Change Bid Opening from July 7, 2016 at 10:00 a.m. to July 14, 2016 at 1:00 p.m.
Change Bid Award Date from July 13, 2016 at 9:00 a.m. to July 19, 2016 at 9:00 a.m.

It was moved by Jens, seconded by Magnus and passed to approve hiring Bolten and Menk to recommend options for ditch inspection report #2016-013 (CD 22; 13-Shetek Twp., District 1-Jens)

It was moved by Jens, seconded by Moline and passed to approve advertising for sealed bids to clean out sections 25, 26, 35 and 36, of Shetek Township and Sections 1 and 2 of Murray Township for County Ditch 29 and set the bid opening for 9:00 a.m. on August 16, 2016.

It was moved by Moline, seconded by Jens and passed to approve hiring Mike Riley to work on #2016-044 (CD 87; 36-Lake Sarah Twp., District 2-Moline)

Jay Trusty, Executive Director of the Regional Development Commission met with the County Board and gave a strategic planning update.

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

Jean Christoffels met with the County Board regarding Conditional Use Permit #1324 for Jeffrey Schultz, to construct and operate a new feedlot over 300 animal units by constructing a total confinement barn with concrete manure storage pit in the Agricultural District in S ½ SW ¼, Section 1, Skandia Township. The board received the minutes from the June 16, 2016 public hearing, which included the findings of the Planning Commission.

It was moved by Moline, seconded by Magnus and passed to approve Conditional Use Permit #1324, for Jeffrey Schultz, to construct and operate a new feedlot over 300 animal units by constructing a total confinement barn with concrete manure storage pit in the Agricultural District in S ½ SW ¼, Section 1, Skandia Township with the four special conditions recommended by the Planning Commission.

Commissioner Kluis introduced the following resolution and moved its adoption:

RESOLUTION 2016-07-05-01
A RESOLUTION OPTING-OUT OF
THE REQUIREMENTS OF
MINNESOTA STATUTES, SECTION 394.307

WHEREAS, on May 12, 2016, the Governor of Minnesota signed into law Chapter 111 of the 89th Legislature of the State of Minnesota establishing definitions and requirements for Temporary Family Health Care Dwellings, which was introduced during the 2016 legislative session as Senate File 2555 and House File 2497; and

WHEREAS, Chapter 111 amends Minnesota Statute § 394 which regulates county permitting and zoning processes by establishing new rules for the placement of Temporary Family Health Care Dwellings on residential property; and

WHEREAS, the Minnesota Association of County Planning & Zoning Administrators, the professional association for county planning and zoning staff in Minnesota, supports the concept of Temporary Family Health Care Dwellings; and

WHEREAS, Chapter 111 erodes local control of the permitting process; limiting a county's ability to foster and guide development, and placing an undue burden on county staff to forego standard permitting practices; and

WHEREAS, it is the intent of the Murray County Board of Commissioners to protect the public health, safety and welfare of County residents and the environment of the County; and

WHEREAS, subdivision 9 of Minnesota Statute § 394.307 allows a county to “opt-out” of the regulations through the passage of a county board resolution; now therefore,

BE IT RESOLVED, Murray County elects to consider regulating Temporary Family Health Care Dwellings through already existing permitting standards of the Murray County Zoning Ordinance (Ordinance), via an amendment to the Ordinance in Fall, 2016; and

BE IT RESOLVED, pursuant to authority granted by Minnesota Statutes, Section 394.307, Subdivision 9, the County of Murray opts-out of the requirements of Minnesota Statute 394.307, which defines and regulates Temporary Family Health Care Dwellings.

The foregoing resolution was duly seconded by Commissioner Magnus and thereupon being put to a vote all members voted in favor.

Dennis Goebel, MCMC CEO, gave a monthly update.

Plan It Software

It was moved by Kluis, seconded by Moline and passed to approve purchasing Plan It Software, (from account code: 01-061-061-6264) designating the County Coordinator as the project manager with the Auditor/Treasurer and County Engineer access to input data, furthermore authorizing Coordinator Heard to sign the agreement with Plan-It upon approval of the County Attorney.

It was moved by Jens, seconded by Magnus and passed to approve and authorize Chairman Thiner sign amendment #2 to the Joint Powers Agreement for A.C.E. (SW-A.C.E.) of Southwest Minnesota.

Michelle Baumhoefner and Lynette Deslauriers gave an annual update on A.C.E.

10:51 a.m. The County Board recessed for the JD 12 Obstruction hearing.

11:30 a.m. The County Board meeting was called back to order.

It was moved by Jens, seconded by Magnus and passed to approve the Assistant County Attorney be credited with 240 hours of paid leave time, a combination of vacation, sick, personal time, and allow said leave to be taken as provided in the county paid leave time policies and as approved by the County Attorney and County Coordinator.

The Commissioners gave their committee reports for the period of June 19, 2016 to July 2, 2016.

James Jens reported on Commissioner Board Meeting and Pipestone County Meeting – June 21, Casey Jones Meeting and Hospital Board Meeting – June 22, Age Society Meeting (No Per Diem Claimed) – June 22, Commissioner Board Meeting – June 28, Nobles Coop Rea (No Per Diem Claimed) – June 28.

Gerald Magnus reported on Hospital Finance Committee – June 20, Commissioner Board Meeting – June 21, Hospital Board Meeting and Ag Society – June 22, ATP 8 (No Per Diem Claimed) – June 24,

Western Mental Health (No Per Diem Claimed) – June 27, Commissioner Board Meeting – June 28, Hospital Personnel – July 1.

Robert Moline reported on Ag Society Board (No Per Diem Claimed) – June 22, Ditch Inspections (CD#87 & CD #63) – June 23, Southern Prairie Health – June 24, Commissioner Board Meeting – June 28, 4-H Livestock (No Per Diem Claimed) – June 29, Ditch Inspection (CD#87) – June 30.

David Thiner reported on CEOB (No Per Diem Claimed) – June 20, Commissioner Board Meeting – June 21, Ag Society Meeting (No Per Diem Claimed) – June 22, Commissioner Board Meeting – June 28, Aging – June 29, Sunrise Terrace Meeting – June 30.

Glenn Kluis reported on Senior Advisory Council – June 20, Commissioner Board Meeting – June 21, Ag Society Meeting (No Per Diem Claimed) and ACE Meeting – June 22, Senior Day at 4-H – June 24, Commissioner Board Meeting/Early Childhood/NCE – June 28, Aging Coordinator – June 29, Sunrise Terrace Meeting – June 30.

It was moved by Jens, seconded by Kluis and passed to approve the Commissioner Vouchers for the period of June 19, 2016 to July 2, 2016.

11:45 a.m. The meeting was adjourned.

Attest: Aurora Heard, County Coordinator

David Thiner, Chairman of the Board