PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
THURSDAY, DECEMBER 20, 2011
@ 9:00 A.M.

The regular meeting of the Martin County Board of Commissioners was called to order at 9:00 a.m. by Chairman Steve Pierce.

Commissioners present were Schmidtke, Donnelly, and Potter. Commissioner District No. 1 is vacant. Also present were Scott Higgins, Martin County Coordinator, James Forshee, Martin County Auditor/Treasurer, Kevin Peyman, Martin County Highway Engineer, Terry Viesselman, Martin County Attorney, Jennifer Brookens, Sentinel Newspaper, Rod Halvorsen, KSUM/KFMC Radio, Julie Walters, Administrative Assistant, and members of staff and public.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda with the following addition: 8.22 Consider Purchase of Pickup Truck – Planning and Zoning Department. Carried unanimously.

Motion by Commissioner Potter, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the December 1, 2011 regular Board of Commissioners meeting; and approve the minutes of the December 1, 2011 Truth in Taxation meeting. Carried unanimously.

Terry Viesselman, Martin County Attorney, was present.

Chairman Pierce introduced the permit request for the various solid waste and recycling haulers stating that that have met the criteria to receive a license for collection and transportation of solid waste and recycling in Martin County and noted the businesses are renewals with no new licensing this year; and have met the requirements for licensure in Martin County.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, with the listed haulers having met the requirements for licensure in the County of Martin, MN hereby approve and authorize Board Chair and Martin County Auditor/Treasurer to sign the Solid Waste Collection and Recycle Transportation licenses for the year 2012 for the following haulers:

Martin County
Solid Waste Hauler License Log 2012

B & B Sanitation – Winnebago, MN
City of Fairmont – Fairmont, MN
Hansen Sanitation, Inc. – Kasota, MN

LJP Enterprises, Inc. (hauler) – St. Peter, MN
LJP Enterprises, Inc. (recycler) – St. Peter, MN
Madelia Sanitation, Inc. – Madelia, MN
River View Sanitation – New Ulm, MN
Waste Management – Garbage – Fairmont, MN
Waste Management – Recycling – Fairmont, MN
The Trash Man – Webster City, IA (hauls recycling from Wal-Mart only)
Hometown Sanitation Services, LLC – Windom, MN

Carried unanimously.

Forshee stated a Tobacco License application has been received from Casey's Retail Company d/b/a Casey's General Store #3003 located at 10 Broadway Street in Trimont, MN; and Casey's Retail Company d/b/a/Casey's General Store #3005 located at 112 2nd Street in Welcome, MN. The County Board is being asked to approve all Tobacco License applications and Forshee stated that all required background checks and paperwork has been received and is in order.

Motion by Commissioner Donnelly, seconded by Commissioner Potter,

R-#58/'11

RESOLUTION

ISSUANCE OF TOBACCO LICENSES FOR 2012

WHEREAS, the County of Martin, MN (County) has established a Tobacco Ordinance (Ordinance) relating to the sale, possession, and use of tobacco in Martin County and to reduce the illegal sale, possession, and use of such items to and by minors, along with compliance with Minnesota Statutes and Rules; and

WHEREAS, applications for a tobacco license to sell tobacco shall be made through the County and its required forms as established by the Ordinance; and

WHEREAS, the Martin County Board of Commissioners (Board) may either approve or deny the license, or delay it for such reasonable period of time as necessary to complete any investigation of the application or the applicant it deems necessary. If the Board approves the application, the County Coordinator shall issue the license. If the application is denied, notice of the denial shall be given to the applicant along with notice of the applicants right to appeal the Board's decision; and,

WHEREAS, all licenses shall be valid under the Ordinance for one calendar year from the date of issuance; and,

NOW THEREFORE BE IT RESOLVED, that the Martin County Board of Commissioners, hereby approve and authorize tobacco licenses for the following Retail Establishments, and valid for the year 2012:

- Casey's Retail Company d/b/a Casey's General Store #3003 located at 10 Broadway Street in Trimont, MN 56176
- Casey's Retail Company d/b/a Casey's General Store #3005 located at 112 2nd Street in Welcome, MN 56181

Upon this motion made by Commissioner Donnelly, seconded by Commissioner Potter, was duly made and passed this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Schmidtke, Donnelly, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Kevin Peyman, Martin County Highway Engineer, presented his recommendation to purchase a 2012 budgeted pickup truck from Fairmont Ford in the amount of $19,817.00 plus tax ($1,288.11). Peyman reviewed bids received stating that the quotes included the price from the state contract. Peyman stated Fairmont Ford came in slightly under the State Contract Price due to extra discounts that applied to the purchase. Peyman went on to state that in recent conversations with the Auditor/Treasurer, the Drainage Administration Office is looking for a pickup to haul their ATV for performing ditch inspections and other Ditch work. Peyman stated that instead of trading in or selling an older model Highway Fleet pickup, Peyman recommended transferring a 2006 Chevrolet pickup with 98,000 miles to the Ditch Administration Office. Peyman noted he is willing to work with the Auditor/Treasurer's Office to determine a fair price for transfer of the 2006 Chevrolet pickup. Peyman went on to note that the 2006 Chevrolet pickup should give the Drainage Administration Office quite a few good years of use. Peyman continued that the Highway Department would have another 2006 Chevrolet pickup with 110,000 miles coming up for replacement in 2012 and suggested if another county department needed a vehicle, he could go ahead and purchase a second vehicle from the bids received. After discussion,

Bid Results for 2012 Four Wheel Drive Pickup
Martin County Highway Department
December 12, 2011

Fairmont Ford (F-150)	$ 21,105.11 **
Nelson Auto Center (GMC Sierra 1500)	$ 21,293.61

Nelson Auto Center (F-150)	$ 21,696.18
Hawkins Chevrolet (Chevy Silverado 1500)	$ 21,853.80
Mel Carlson (Chevy Silverado 1500)	$ 22,040.18

** Apparent Low Bid

Motion by Commissioner Potter, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of the County Engineer, hereby approves the purchase of a 2012 Fairmont Ford F-150 Pickup from Fairmont Ford in the amount of $19,817.00 plus tax. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve the transfer of a 2006 Chevrolet Pickup (Unit #) with 98,000 miles from the Martin County Highway Department to the Ditch Administration Office, and to authorize the Martin County Auditor/Treasurer and County Highway Engineer to determine a fair purchase price. Carried unanimously.

Peyman next presented his recommendation to purchase a 2012 John Deere 2-wheel drive mower with 72" deck and 4-post canopy at the State Contract Price of $17,000. Peyman stated the mower the Highway Department currently has is a 2001 with about 1800 hours and is used pretty much all summer mowing all five County parks. This past year there was a major repair on the mower and the unit was out of commission for approximately three weeks and needed to rent a tractor and mower, which added cost to the budget. Peyman continued suggesting that in the future, whenever a new park mower is needed, we'll figure out what the trade value would be for that equipment, and the Highway Department would reimburse the Parks for the mower unit, which would be used to mow the highway lot. The other benefit would be if we have another breakdown on the Park mower we wouldn't have to try and find a rental and scramble to figure out how to get the parks mowed. After review of all bids, which included a price for the used mower from the Martin County Fair Board, Peyman recommended the purchase of a 2012 John Deere 26 h.p. mower, 2-wheel drive mower in the amount of $17,000. Peyman noted this recommendation was unanimous with the Park Board as well when we talked about it at the last meeting.

2012 John Deere 1435 26 h.p. mower – 2 wheel drive

Mower (less deck) retail	$17,557.00
State contract discount	-$ 5,202.34
Net price	$12,354.66
4-post canopy retail	$ 1,797.00
State contract discount	-$ 536.83
Net price	$ 1,260.17
72" mower deck retail	$ 4,629.00
State contract discount	-$ 1,243.83

Net price	$ 3,385.17	
TOTAL STATE CONTRACT PRICE		$17,000.00

2012 John Deere 1435 26 h.p. mower – 4 wheel drive

Mower (less deck) retail	$20,270.00	
State contract discount	-$ 6,270.00	
Net price	$14,000.00	
4-post canopy retail	$ 1,795.00	
State contract discount	-$ 535.00	
Net price	$ 1,260.00	
72” mower deck retail	$ 4,629.00	
State contract discount	-$ 1,244.00	
Net price	$ 3,385.00	
TOTAL STATE CONTRACT PRICE		$18,645.00

2012 Kubota F3680 36 h.p. mower – 4 wheel drive

Mower (less deck) net price	$15,498.00	
Sun shade canopy net price	$ 419.00	
72” mower deck net price	$ 3,678.00	
TOTAL STATE CONTRACT PRICE		$19,595.00

USED FAIR BOARD MOWER

2009 J.D. 1435 2 wheel drive 72” deck, roughly 250 hours

Approx. retail value	$13,000.00
Approx. trade allowance	$11,650.00

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of the Martin County Park Board and upon the recommendation of the County Engineer, hereby approve and authorize the purchase of a 2012 John Deere 2-wheel drive Tractor/Mower at the state contract price of $17,000.00 and includes a 4-post canopy and 72” mower deck. Carried unanimously.

Billeye Rabbe, Solid Waste Coordinator for Martin and Faribault Counties was present and stated that she wanted it noted in the official Board minutes that she does not have the required paperwork or the check from Waste Management for the 2012 garbage and recycle licenses and should note approval for Waste Management contingent upon receiving the required paperwork. The Board Chair so noted this issue.

Peyman concluded with a brief department update including catching up on various projects around the shop that normally are put aside due to clearing of snow in a normal winter.

Jeff Markquart, Martin County Sheriff, was present to recommend hiring Chuck Poppe as part-time Deputy/ Courtroom Security for the Martin County Sheriff's Office. Poppe is a full time licensed peace officer. Markquart stated this position would be on an as needed basis strictly when court is in session.

Motion by Commissioner Donnelly, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the hire of Chuck Poppe as part-time Deputy and Courtroom Security for the Martin County Sheriff's Office on an as needed basis at $17.50/hour effective December 20, 2011, not eligible for benefits. Carried unanimously.

Markquart continued with his recommendation to hire Josh Nelson as part-time Deputy to fill the part-time position of Chris Vasvick when he was hired full-time. Nelson will be trained on the road to help fill shifts so we'd be back to our staffing of two part-time positions. Also the two part-time road guys will be trained to work with the courts on an as needed basis also.

Motion by Commissioner Potter, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the hire of Josh Nelson as part-time Deputy for the Martin County Sheriff's Office at $17.50/hour effective December 20, 2011,not eligible for benefits and contingent upon successful background check. Carried unanimously.

Markquart presented and reviewed an agreement with TurnKey Corrections for inmate commissary vending service. TurnKey offers a full service solution to all inmate account management including cashless vending, canteen, commissary accounts and more into one system. Customizable solutions include inmate banking, transaction control, and reporting. Installation costs will be offset by revenue earned by the County from fees charged for the various services. Markquart stated that the handling of inmate money is handled through various steps and employees and with this new system would help to eliminate a lot of that labor and the possibilities of errors. TurnKey would install a vending machine where it is accessible for all the inmates, each inmate would receive a swipe card to use to purchase toiletries and snacks.

Commissioner Pierce stated this vending service was discussed at the Building Committee meeting on December 19, 2011 and everything seems to make sense. However, inquired if the software installation been discussed with our IT Department?

Steve McDonald, MIS Director, was present and stated TurnKey hasn't gotten back to him with question he had and requested that this purchase be placed on hold in order to get the information of what is needed to support and install the proposed vending system. After further discussion,

Consensus of the Board is to table the Inmate Commissary Vending Service Agreement with TurnKey Corrections until further information is received and the IT Dept. has time to review the what technology is needed for the project.

Markquart presented and reviewed the Inmate Nursing Services Contract stating the proposed 2012 contract calls for regular nursing services at $36.00 per hour (a 0% increase over 2011 contract price); and that on-call services and emergency call back fees and language remain the same as with the 2011 contract.

Motion by Commissioner Donnelly, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Board Chair to sign the Nursing Services Agreement between Joy Pousch, RN, BSN and the Martin County Sheriff's Office (Martin County) to provide regular and on-call services; at an hourly rate of $36.00 per hour and on-call services of $90.00 per month. Carried unanimously.

Markquart stated the Sheriff's Office has submitted the annual Emergency Management Performance Grant (EMPG) for Federal Fiscal Year 2011 and has received notification of approval in the amount of $19,458. Grant dollars received go toward expenses for Emergency Management in the Sheriff's Office.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly,

R-#59/'11

RESOLUTION AUTHORIZING EXECUTION OF
EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM
AGREEMENT

Be It Resolved, that Martin County, MN enters into a Grant Agreement with the State of Minnesota, acting through its Commissioner of Public Safety, Division of Homeland Security and Emergency Management for the program entitled Emergency Management Performance Grant (EMPG) in the amount of $19,458.00 effective January 1, 2011 through December 31, 2011 for the Federal Fiscal Year 2011.

Martin County Sheriff, along with Board Chair, is hereby authorized to execute and sign such Grant Agreements and amendments as are necessary to implement the project on behalf of Martin County, MN.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, and was duly made and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

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Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Donnelly, Schmidtke, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Markquart presented the State of Minnesota Snowmobile Enforcement Grant Contract for FY2012 in the amount of $3,865.00 annually. The grant is effective December 15, 2011 and ends June 30, 2013. The grant will cover costs related to labor and equipment dedicated to the snowmobile safety enforcement.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly,

R-#60/'11

RESOLUTION
SNOWMOBILE ENFORCEMENT GRANT AGREEMENT

BE IT RESOLVED, that Martin County enter into a grant agreement with the Minnesota Department of Natural Resources for the program entitled Snowmobile Enforcement Grant for FY2012 in the amount of $3,865.00 annually.

BE IT FURTHER RESOLVED, that Martin County Sheriff's designated representative and Board of Commissioners Board Chair is hereby authorized to execute and sign such grant agreement on behalf of Martin County.

Motion by Commissioner Schmidtke, and seconded by Commissioner Donnelly, said resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

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Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Schmidtke, Donnelly, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Markquart concluded with an office updated including current jail count of twenty-two (22) in-house, twelve (12) out-of-county, and nine (9) on Electronic Home Monitoring (EHM).

Bev Snow, FMJ Drug Court Coordinator, updated the Board stating the BJA FY2009 Recovery Act Assistance to Rural Law Enforcement to Combat Crime and Drugs: Enhancing Rural Corrections, Detention & Jail Operations grant funding will end on March 31, 2012. Snow stated that grant funding has paid for one and one-half corrections officers and mental health services in the Martin County Jail since the

inception of the grant. The mental health nursing services will be done the end of 2011; however a therapist has been hired through Sioux Trails Mental Health Center with funding received from a $1.6 million grant for the district to cover co-occurring disorders with Drug Court clients in Brown, Nicollet, Watonwan, Faribault, Martin, Jackson, and Blue Earth Counties.

Snow reminded the Board of the graduation ceremony at 12:30 p.m. today from the Adult Drug Court. This will be its 36th graduate from the program; and we are also celebrating the Drug Court's five year anniversary.

Snow concluded stating that somewhere between March and July, 2012, she will officially retire. When asked by Commissioners what will happen to Drug Court, Snow stated we have a great team in place and have been working on sustainability and looking at possible team members that would be interested in taking my position. Drug Court is here to stay. When I implemented Drug Court, I implemented it for many, many years.

Forshee, Martin County Auditor/Treasurer, stated that funding for the one and one-half corrections officers has been included in the County's 2012 budget.

Scott Higgins, Martin County Coordinator, presented the Continuation Grant and resolution with the Office of Justice Programs. Federal funds for this grant contract are provided under the Ongoing Crime Victim Services for the purpose of providing supplemental funding to aid in the provision of direct services to victims of crime. State funds for this grant contract are provided for the purpose of providing crime victim services to victims of domestic violence, general crime services, and sexual assault services. Higgins stated the contract is effective October 1, 2011 through September 30, 2012 and is in the amount of $83,584.

Motion by Commissioner Donnelly, seconded by Commissioner Potter,

R-#61/'11

RESOLUTION

AUTHORIZING EXECUTION OF AGREEMENT

BE IT RESOLVED that Martin County, Victim Services, will enter into a cooperative agreement with the Office of Justice Programs in the Minnesota Department of Public Safety; and

BE IT FURTHER RESOLVED that Federal funds for this grant contract are provided under the Victims of Crime Act (VOCA) for the purpose of providing supplemental funding to aid in the provision of direct services to victims of crime. State funds for this grant contract are provided for the purpose of providing crime victim services to victims of child abuse, domestic violence, sexual assault, and other crimes; and

BE IT FURTHER RESOLVED that the State is in need of services to victims of crime; and

BE IT FURTHER RESOLVED that Scott Higgins, County Coordinator is hereby authorized to execute such agreements and amendments, as are necessary to implement the project on behalf of Martin County.

BE IT FINALLY RESOLVED upon a motion by Commissioner Donnelly, seconded by Commissioner Potter, and unanimously carried;

Said Resolution was adopted this December 20, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Schmidtke, Potter, Donnelly, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Higgins presented an amendment to the contract between Martin County and Fairlakes Transportation in the operation of the Martin County Transit System. Higgins noted the amendment is to allow flexibility in the contract for the County to request additional driving services as needed. Additionally, with this new language included in the third party contract, it will allow MN/DOT to reimburse the County for their share of the costs without having to amend the Contract each time for service changes.

Motion by Commissioner Potter, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the following amendment to the agreement between Martin County and Fairlakes Transportation, Inc., in order to provide flexibility in the contract for the County to purchase additional services as needed; and to authorize the Board Chair to sign the amended contract.

Amendment to the Purchase of Service Agreement Transportation Services with Between Fairlakes Transportation, Inc

Addendum #1 (Contract Term for 2010-2012)

This agreement made and entered into by and between Fairlakes Transportation, Inc, 530 Kings Road, Fairmont, MN 56031 hereinafter called the "Contractor" and Martin County, MN hereinafter the "County" amend this agreement for the contract period from January

1, 2010-December 31, 2012 and mutually modify the portion of the agreement as follows:

> *"From time to time it may be necessary to amend the amount the contract due to changes in the service hours (more or less) based on the county's needs. To accommodate those changes, Martin County, with the approval of the Martin County Board of Commissioners, may adjust the amount to be paid (more or less) to the contractor throughout the term of the contract. Any changes in hours of service, resulting in changes in payments to the contractor must be supported by monthly invoices for the hours of service provided. Payment to the contractor will not be made until monthly invoice is received."*

The remainder of the contract remains in full force and effect with only the modifications mutually agreed upon as stated above.

The Agency (County) and Contractor have executed this amendment on the date below written to be effective December 20, 2011. This amendment is valid when duly signed and attached to the original agreement.

_____ BY:_____
DATE STEVE PIERCE, CHAIR, MARTIN COUNTY

Carried unanimously.

James Forshee, Martin County Auditor/Treasurer, stated the Auditor/Treasurer's Office has been in contact with those who have non -sufficient fund (NSF) checks written to the county; however, have determined that these NSF checks totaling $361.60 are uncollectible. Forshee stated policy has changed now that when NSF checks are received for Parks or Transit, the respective Departments are to be notified right away so that they can work to collect the funds, due to the fact that they may be able to collect from the individuals themselves. Forshee noted the Auditor/Treasurer's Office actively works to contact the individuals for collections and talk with their banks. Some are successful and some are not.

Scott Higgins, Martin County Coordinator, stated that Martin County Transit is still trying to collect outstanding checks on the list from Maureen Pina, Matthew Schiszler, Christina Canterbury, and Heather Lawton totaling $183.25; and that the Board's action allows more time for collection, but if the Coordinator deems unsuccessful to allow these checks to be written off as well.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of the Martin County Auditor/Treasurer's Office, hereby deems the following checks as uncollectible for a total amount of $361.60: Alyssa K. Danner - $40.00; Pamela Elessa - $15.00; Marita L. Miller - $16.00; Yajayra M. Balderas - $29.60; Jennie Firchau - $75.00; Lisa M. Segura - $1.25; Olivia Cavazos - $1.50; and to include Maureen K. Pina

- $45.00, Matthew W. Schiszler - $90.00, Christina Canterbury - $3.25, and Heather A. Lawton - $45.00 if the County Coordinator deems uncollectible. Carried unanimously.

Higgins stated Official County Newspaper bid forms were sent out to all the various newspapers in Martin County and two bids were received back from the Fairmont Sentinel and Fairmont Photo Press, Inc. Higgins opened and read aloud the bids received for designation of the Official County Newspaper for 2012.

Fairmont Photo Press, Inc.	
Bid per Standard Advertising Unit (SAU)	$6.50
Rate per SAU on printing of second notice	$4.00
Annual Financial Statement Publication	$5.00
Second Publication of Annual Financial Statement as an insert to a newspaper	$.05
Subscribers residing in Martin County	10,112
Fairmont Sentinel	
Bid per Standard Advertising Unit (SAU)	$7.15
Rate per SAU on printing of second notice	$4.35
Annual Financial Statement Publication	$3.30 + $375 for 8,000 overrun
Second Publication of Annual Financial Statement as an insert to a newspaper	$.43
Subscribers residing in Martin County	8,500 (4,500 Sentinel and 4,000 Sentinel Plus)

Higgins stated in reviewing the bids, it appears the apparent low bid is the Photo Press. Discussion ensued regarding the newspaper bids. After further discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, to approve the resolution awarding the Official Newspaper Bid and Designating the Fairmont Photo Press, Inc. as the Official Newspaper for Martin County for the Year 2012.

R-#65/’11

Resolution Awarding the Official Newspaper Bid and Designating the Fairmont Photo Press, Inc. as the Official Newspaper for the Year 2012

Motion by Commissioner Schmidtke, seconded by Commissioner Potter,

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Martin, Minnesota, that pursuant to the opening of bids on printing for the year 2012 on December 20, 2011 and subsequent review thereof, the Fairmont Photo Press, Inc. be and hereby designated as the Official Newspaper for Martin County for the year 2012, for the purposes and at the rates as set forth as follows:

- Publication of Delinquent tax list $6.50 per column inch
- Publication of Official Board Proceedings $6.50 per column inch
- First Publication of Financial Statement $5.00
- Second Publication of Financial Statement $.05

The Fairmont Photo Press, Inc. has a certified circulation of 10,112 subscribers residing in Martin County.

BOARD OF COMMISSIONERS
MARTIN COUNTY

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Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Schmidtke, Donnelly, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Higgins stated the County Board is required to set dates and locations for regularly conducted Board meetings. Traditionally the Board has met the first and third Tuesday of each month in the Commissioners Board Room in the Martin County Courthouse commencing at 9:00 a.m. Variations of this meeting schedule have occurred during the year due to special meetings and budget workshops.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve the regularly scheduled Martin County Commissioner meeting dates, times, and locations for 2012. Carried unanimously.

2012 – County Board of Commissioners Regularly Scheduled
Meeting Dates, Times, and Location

JANUARY	-	January 3, 2012 at 9:00 a.m. in the Board Room
	-	January 17, 2012 at 9:00 a.m. in the Board Room
FEBRUARY	-	February 7, 2012 at 9:00 a.m. in the Board Room
	-	February 21, 2012 at 9:00 a.m. in the Board Room
MARCH	-	March 6, 2012 at 9:00 a.m. in the Board Room
	-	March 20, 2012 at 9:00 a.m. in the Board Room
APRIL	-	April 3, 2012 at 9:00 a.m. in the Board Room
	-	April 17, 2012 at 9:00 a.m. in the Board Room

MAY	-	May 1, 2012 at 9:00 a.m. in the Board Room
	-	May 15, 2012 at 9:00 a.m. in the Board Room
JUNE	-	June 5, 2012 at 9:00 a.m. in the Board Room
	-	June 19, 2012 at 9:00 a.m. in the Board Room
JULY	-	July 3, 2012 at 9:00 a.m. in the Board Room
	-	July 17, 2012 at 9:00 a.m. in the Board Room
AUGUST	-	August 7, 2012 at 9:00 a.m. in the Board Room
	-	August 21, 2012 at 9:00 a.m. in the Board Room
SEPTEMBER	-	September 4, 2012 at 9:00 a.m. in the Board Room
	-	September 18, 2012 at 9:00 a.m. in the Board Room
OCTOBER	-	October 2, 2012 at 9:00 a.m. in the Board Room
	-	October 16, 2012 at 9:00 a.m. in the Board Room
NOVEMBER	-	November 6, 2012 at 9:00 a.m. in the Board Room
	-	November 20, 2012 at 9:00 a.m. in the Board Room
DECEMBER	-	TRUTH-IN-TAXATION, 6:00 p.m. Board Room – To Be Determined
	-	December 4, 2012 at 9:00 a.m. in the Board Room
	-	December 18, 2012 at 9:00 a.m. in the Board Room

Higgins stated that annually the Board reviews the Citizen Advisory Boards/Commissions for (re) appointments for those terms expiring. Higgins presented and reviewed a list of various boards and commissions that have members' terms that will expire in 2011. The Board may reappoint those who wish to be reappointed and are eligible or appoint new members. Terms vary for each advisory board. Higgins stated Bob Lintelman and Dean Tlam are eligible and wish to serve an additional term on the Planning & Zoning Commission; Glynni Urban has volunteered to serve on the Library Board; Christopher Pierce and Randy Grupe are each willing to serve an additional term on the Economic Development Authority Commission; and Bruce Moore, Wayne Sommer, Darwin Roberts, Duane Rosburg, and Jeff Ziemer are each willing to serve an additional term on the Water Plan Advisory Committee. After review,

Motion by Commissioner Potter, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the reappointment of Bob Lintelman and Dean Tlam to the Martin County Planning and Zoning Commission for a three year term; approve the appointment of Glynni Urban (Truman, MN) to the Martin County Library Board for a three year term; approve the reappointment of Christopher Pierce and Randy Grupe to the Martin County Economic Development Authority Commission for a three year term; and approve the reappointment of Bruce Moore – Representing Conservation Club, Wayne Sommer – Representing Lake

Association Member, Darwin Roberts – Representing Agriculture, Duane Rosburg – Representing Drainage and/or Conservation Contractor, and Jeff Ziemer (3M) – Representing Large Business, to the Water Plan Advisory Committee for a three year term, each term to commence January 1, 2012. Carried unanimously.

Forshee presented a resolution for continued support to the All Season Wheelers club to apply for and administer grant money on behalf of the County of Martin, MN for expenses in maintaining the ATV trails within Martin County.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter,

R-#66/'11

RESOLUTION

Application from the All Seasons Wheelers Club for Maintenance Funding for the Existing Elm Creek ATV Trail System

WHEREAS, Martin County, Minnesota desires to apply for maintenance funding for the existing Elm Creek ATV Trail System; and,

WHEREAS, by Law of 1975, Chapter 204, Sections 51 and 95, there was appropriated to the Commissioner of Natural Resources, as a grants-in-aid to Local units of government, funds for said purposes; and,

WHEREAS, said Martin County will contract with the All Seasons Wheelers Club to apply for this funding to maintain said ATV Trail System.

NOW THEREFORE BE IT RESOLVED, that the Martin County Board of Commissioners approve of the application for maintenance funding for the existing ATV Trail, and that the Chairperson and/or the County Auditor/Treasurer be authorized to sign all documents relating to the program year.

Motion was made by Commissioner Schmidtke, seconded by Commissioner Potter, and unanimously carried.

Said Resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioner Donnelly, Potter, Schmidtke, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Higgins stated whenever donations are received by the County; the Board must give its approval of acceptance for these donations. Donations were received in the year 2011 for the following county programs: Martin County Mentoring Network in the amount of $6,276.30; Martin County Victim Witness Program in the amount of $345.00; Martin County Veterans Service Office in the amount of $11,238.79; and Martin County Teen Court Program in the amount of $50.00.

Motion by Commissioner Potter, seconded by Commissioner Donnelly,

R-#62/'11

RESOLUTION
APPROVING AND ACCEPTING DONATIONS FOR CY2011

WHEREAS, pursuant to Minnesota Statutes 465.03, the County shall by resolution of the governing body adopted by a two-thirds majority of its members accept a grant or devise of real or personal property and maintain such property for the benefit of its citizens in accordance with the terms prescribed by the donor.

WHEREAS, the Martin County Mentoring Network has received donations from:

Profinium Financial	$ 50.00
Federated REA	$ 255.00
Knights of Columbus	$ 2,460.31
Martin County Youth Foundation	$ 1,000.00
Great River Energy	$ 1,000.00
Martin County Fair	$ 1,000.00
Alliant Energy	$ 500.00
Recipe Books	$ 11.00
Total	$ 6,276.31

WHEREAS, the Martin County Victim Witness Program has received donations from:
Truman Westford Waverly Community Chest $ 345.00

WHEREAS, the Martin County Veterans Service Office has received donations from:
Dude Committee Fundraising $11,238.79

WHEREAS, the Martin County Teen Court Program has received donations from:
Hawkins Chevrolet $ 50.00

WHEREAS, the Martin County Mentoring Network wishes to accept these donations and utilize them for the purpose of operational costs of the Martin County Mentoring Network; and the Martin County Victim Witness Program wishes to accept these donations and utilize them for the Community Coordinated Response (CCR) Team; and the Martin County Veterans Service Office wishes to accept these donations and utilize

them for the purchase of a veterans service van; and the Martin County Teen Court Program wishes to accept these donations and utilize them for the purpose of operational costs of the Martin County Teen Court Program.

NOW THEREFORE BE IT RESOLVED, that the Martin County Board of Commissioners hereby accepts the listed donations to be used for the operational costs for the Martin County Mentoring Network; accepts the listed donations to be used for the Community Coordinated Response (CCR) Team for the Martin County Victim Witness Program; accepts the listed donations to be used towards the purchase of a veterans service van for the Veterans Service Office; accepts the listed donations to be used to be used for the operational costs for the Martin County Teen Court Program.

Motion by Commissioner Potter, seconded by Commissioner Donnelly, said resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Schmidtke, Donnelly, Potter, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Higgins stated MRCI Janitorial Services is proposing to renew their janitorial services contract for one year (2012) at a 0% increase. After review,

Motion by Commissioner Donnelly, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign agreement with MRCI (Fairmont) for janitorial services for the effective term of January, 2012 to December 31, 2012 for the following facilities: Human Resource Building (Human Services) at $1,486.14 per month; Courthouse/Security Building at $1,173.00 per month; Library at $636.48 per month; and Law Enforcement Center at $312.00 per month. Carried unanimously.

Forshee presented the resolution Establishing the Tax Levy for 2012 collectible in 2013 in the amount of $10,802,031 (1.9 percent increase from 2011).

Motion by Commissioner Schmidtke, seconded by Commissioner Potter,

R-#63/'11

R E S O L U T I O N
ESTABLISHING THE TAX LEVY FOR YEAR 2012 COLLECTIBLE IN 2013:

WHEREAS, the Martin County Board of Commissioners duly considered budgets to determine the tax levy to be collected in 2012.

NOW THEREFORE, BE IT RESOLVED, that the Martin County Board of Commissioners do hereby order and determine that taxes to be levied in the year 2012 and collectible in the year 2013 be as follows to-wit:

	Net Levy
Revenue Fund	$ 4,808,029
Boat/Snowmobile	$ 7,435
Road & Bridge Fund	$ 2,472,103
Parks and Rec.	$ 49,145
Solid Waste Management Fund	$ -0-
Library Fund	$ 646,002
Human Service Fund	$ 2,377,516
Building CIP Fund	$ 100,000
Debt Service Fund/Hwy Debt Service	$ 273,085
Tax Forfeited Land	$ 5,000
Economic Development	$ 63,716
TOTAL TAX LEVY	$10,802,031

BE IT FINALLY RESOLVED, that copies of this resolution be filed with the Martin County Auditor/Treasurer; and

Upon Motion made by Commissioner Schmidtke, seconded by Commissioner Potter, and unanimously carried, said resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Donnelly, Schmidtke, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Forshee next presented the resolution Establishing the CY2012 Fund Expenditures and Revenues. Fund expenditures for 2012 are estimated at $21,747,024 and fund revenues are estimated at $21,898,658. After discussion and consideration,

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly,

R E S O L U T I O N

ESTABLISHING THE FUND EXPENDITURES AND REVENUES
FOR THE YEAR 2012

WHEREAS, the Martin County Board of Commissioners duly considered fund Expenditures and Revenues for the year 2012.

NOW THEREFORE, BE IT RESOLVED, that the Martin County Board of Commissioners do hereby order and determine that fund expenditures and revenues for the year 2012, is as follows:

	Expenditures	Revenues
Revenue Fund	$ 8,015,138	$ 2,698,098
Parks & Recreation	$ 101,145	$ 52,000
Road & Bridge	$ 8,696,667	$ 6,224,564
E-911 Fund	$ 60,250	$ 98,600
Boat & Water/ATV	$ 20,869	$ 13,434
Solid Waste	$ 277,437	$ 863,509
Library	$ 669,002	$ 23,000
Law Library	$ 30,000	$ 15,000
Human Services	$ 2,377,516	$ -0-
Recorders Technology Fund	$ 10,000	$ 40,000
Recorders Compliance Fund	$ 17,000	$ 44,000
Building CIP Fund	$ 75,000	$ -0-
Human Services Building	$ 140,550	$ 159,032
Hwy Debt Service	$ 273,085	$ -0-
Prairieland Debt Service	$ -0-	$ -0-
Forfeited Land	$ 7,000	$ 2,000
ISTS Loan	$ 201,800	$ 130,000
Martin County Express	$ 659,049	$ 681,590
MC Area Redevelopment Agency	$ -0-	$ -0-
Economic Development	$ 115,516	$ 51,800
General Tax Levy	$ -0-	$10,802,031
TOTAL	$21,747,024	$21,898,658

Upon motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, and carried, said resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Donnelly, Schmidtke, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Higgins presented quotes received for the purchase of a truck for the Planning and Zoning Office with Fairmont Ford of Fairmont being low bid. Higgins stated the Building and Purchasing Committee reviewed the purchase request and recommended the purchase of an extended cab in the amount of $22,243.00 (does not include tax). This vehicle will replace the 1997 Ford Taurus currently in use which has nearly 180,000 miles and sits pretty low for fieldwork performed by the Planning and Zoning Office. Higgins stated the new vehicle would be assigned to the Planning and Zoning Office; but will also be available for use as a County fleet vehicle.

Commissioners discussed the need for a new extended cab vehicle when this vehicle will not have the miles put on it like the Highway Department; and further discussed the offer proposed by the Highway Department for transfer of a 2006 Chevrolet pickup with 110,000 miles on it to the Planning and Zoning Office. After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Martin County Highway Department to accelerate the purchase of an additional 4-wheel drive pickup (budgeted in 2012); and authorize the transfer of a used 2006 pickup from the Highway Department to the Planning and Zoning Office. Carried unanimously.

Deb Mosloski, Martin County Drainage Specialist, presented and reviewed a Petition for Use of Drainage System as an Outlet on County Ditch #38 as received from Robert Neusch. The Petition states that Neusch is proposing to reconnect the existing private tile to county tile #38 and continue to keep the existing tile private. At present the existing private tile outlets to the west and has been sufficient. Neusch intends to continue to use this system and plans to add to the existing system in the future and have the outlet on #38 help with some of the load of the existing outlet to the west. Mosloski stated as the Drainage Authority of Martin County, the Board will need to either accept or reject the petition and then set a date for a hearing to all the landowners on JD #38 as to what the Petition is about.

Motion by Commissioner Potter, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby accept the Petition received from Robert Neusch to reconnect a tile to JD #38 for use of drainage system as an outlet. Carried unanimously.

Robert Neusch was present and stated he does not think this is going to affect the other landowners.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved

that the Martin County Board of Commissioners, acting as the Drainage Authority for Martin County, approve setting a public hearing date for Petition to Reconnect a Tile to JD #38 for Tuesday, January 17, 2012 beginning at 10:00 a.m. at the Martin County Courthouse – Commissioners Board Room. Carried unanimously.

Mosloski presented the annual resolution Order Fixing Ditch Repair and Maintenance Levies and Assessments on County, Joint County, and Judicial Ditches of Martin County, MN for 2012; along with an addendum reflecting new camera system costs per each ditch system.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter,

R-#68/'11 **R E S O L U T I O N**

ORDER FIXING DITCH REPAIR AND MAINTENANCE LEVIES AND ASSESSMENTS ON COUNTY, JOINT COUNTY, AND JUDICIAL DITCHES OF MARTIN COUNTY, MN:

WHEREAS, ditch repair and maintenance expenditures having been made, or to be made, on various County, Joint County, and Judicial Ditches located wholly or partly within Martin County, MN and it appearing that there are not sufficient funds to the credit of the ditches to finance said repairs and maintenance expenditures; therefore the Martin County Board of Commissioners do hereby, by resolution; levy and assess the following ditch fund accounts to pay for current expenditures for repairs and maintenance or to reimburse other funds where monies have been or will be loaned to the ditch fund, or for the designated purpose of payments on future repair and maintenance expenditures, and

WHEREAS, the various drainage system levy and assessments hereby made by the County Board of Commissioners shall be apportioned and assessed pro rata upon all lands, corporations, and municipalities which have participated in the total benefits theretofore determined; and such levy and assessments for repairs and maintenance of any one ditch system be limited in any one calendar year based upon pro rata percentage of the original calendar year based upon pro rata percentage of the original benefits of that particular drainage system thereof in Martin County, MN under the provisions of Minnesota Statutes Annotated 103-E.

THEREFORE, BE IT RESOLVED, by the Martin County Board of Commissioners of Martin County, MN that the following County, Joint County, and Judicial ditches hereby levied and assessed in the amounts so indicated as sufficient to take care of their obligations for repairs and maintenance heretofore made, or to be made, and equal installments be spread and made payable where necessary, with and made payable where necessary, with and as apart of the Real Estate Taxes in the indicated as follows, to-wit:

DITCHES LEVIED FOR ONE YEAR PAYABLE 2012:

NUMBER	DITCH	AMOUNT
1003	CD #2	$ 5,000.00
1014	CD #15	$ 1,000.00
1017	CD #22	$ 1,000.00

1023	CD #27	$ 2,000.00
1034	CD #35	$ 2,000.00
1035	CD #36	$ 1,000.00
1038	CD #40	$ 1,500.00
1042	CD #44	$ 1,000.00
1043	CD #46	$ 1,500.00
1045	CD #50	$ 1,000.00
1060	CD #64	$ 1,000.00
1063	CD #67	$ 3,000.00
1065	CD #70	$ 1,000.00
9001	JD #1	$10,000.00
9004	JD #2 M & W	$ 5,000.00
9011	JD #8	$ 500.00
9025	JD #15 M & J	$ 5,000.00
9028	JD #18	$20,000.00
9034	JD #24	$ 5,000.00
9067	JD #44	$10,000.00
9071	JD #48	$ 5,000.00
9077	JD #56	$ 1,500.00
9083	JD #65	$10,000.00
9086	JD #68	$ 2,000.00
9089	JD #71	$ 5,000.00
9095	JD #77	$ 5,000.00
9096	JD #78	$ 2,000.00
9115	JD #99	$ 2,000.00
9119	JD #103	$ 2,000.00
9122	JD # 108	$ 1,000.00
9150	JD #214	$10,000.00

Upon motion by Commissioner Schmidtke, seconded by Commissioner Potter, and carried, said resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS

_____

Steven Pierce, Chairman

ATTEST:_____

James Forshee
Martin County Auditor/Treasurer

DITCHES LEVIED FOR MORE THAN ONE YEAR

Ditch #	Name of Ditch	Year Ending
9026-1	Judicial Ditch #15 M & J	2017

1009	County Ditch #11	2013 ($ 45,000)
9036	Judicial Ditch #25	2013 ($ 35,000)
9054	Judicial Ditch #367	2013 ($ 45,000)
9004	Judicial Ditch #2 (5 years) (2008)	2012 ($ 6,000)
9015	Judicial Ditch #10 (10 years) (2008)	2017 ($40,000)
9049	Judicial Ditch #32 (5 years) (2008)	2012 ($10,000)
9094	Judicial Ditch #76 (5 years) (2008)	2012 ($10,000)
9103	Judicial Ditch #85 (5 year (2008)	2012 ($35,000)
9054	Judicial Ditch #367 (5 years) (2008)	2012 ($25,000)
1043-2	County Ditch #46 (5 years) 2009	2013($ 2,000)
9001-1	Judicial Ditch #1 (15 years) 2009	2023($ 75,000)
9005-1	Judicial Ditch #3 (12 years) 2009	2020($120,000)
9012-1	Judicial Ditch #8 (12 years) 2009	2020($ 65,000)
9015-4	Judicial Ditch #10 (5 years) 2009	2013($ 40,000)
9032-2	Judicial Ditch #22 (10 years) 2009	2018($ 30,000)
9036-2	Judicial Ditch #25 (12 years) 2009	2020($ 20,000)
9063-1	Judicial Ditch #41 (12 years) 2009	2020($ 27,000)
9085-1	Judicial Ditch #67 (12 years) 2009	2020($ 15,000)
9094-2	Judicial Ditch #76 (5 years) 2009	2013($ 2,000)
9095-2	Judicial Ditch #77 (12 years)2009	2020($ 5,000)
9097-1	Judicial Ditch #79 (12 years)2009	2020($ 5,000)
9111-1	Judicial Ditch #95 (5 years) 2009	2013($ 5,000)
9150-1	Judicial Ditch #214(N System)(5years)2009	2013($ 50,000)
9152-1	Judicial Ditch #414(S System)(12 years)2009	2020($ 90,000)
1005-1	County Ditch #3 (3 years) 2010	2012($5,000)
1051-1	County Ditch #55 (3 years) 2010	2012($,5000)
1064-1	County Ditch #69 (3 years) 2010	2012($10,000)
9002-1	Judicial Ditch #2 M&F 2010	2012(20,000)
9069 & 9070	Judicial Ditch #47 2010	2029 ($695,250.40)
9001	Judicial Ditch #1 2011 (3 years)	2013 ($20,0000)
9040	Judicial Ditch #26 M&F 2011 (3 years)	2013 ($3,000)
9042	Judicial Ditch #27 M&F 2011 (3 years)	2013 ($3,000)
9143	Judicial Ditch #34 2011 (5 years)	2015 ($50,000)
9055	Judicial Ditch #37 2011 (5 years)	2015 ($20,000)
9074	Judicial Ditch #50 2011 (10 years)	2020 (100,000)
9079	Judicial Ditch #59 2011 (5 years)	2015 ($40,000)
9092	Judicial Ditch # 74 2011 (3 years)	2013 ($6,000)
9094	Judicial Ditch #76 2011 (2 years)	2012 ($4,000)
9100	Judicial Ditch #82 2011 (7 years)	2017 ($225,000)
9117	Judicial Ditch #101 2011 (5 years)	2015 ($10,000)
9128	Judicial Ditch #116 2011 (7 years)	2017 ($200,000)
9054	Judicial Ditch #367 2011 (3 years)	2013 ($75,000)
9151	Judicial Ditch #314 (middle)2011 (3 years)	2013 ($15,000)
1001	County Ditch # 1 2011 (3 years)	2013 ($20,000)
1005	County Ditch # 3 2011 (3 years)	2013 ($13,000)
1009	County Ditch #11 2011 (5 years)	2015 ($300,000)

1052	County Ditch #52	2011 (5 years)	2015 ($20,000)
1009	**County Ditch #11**	**2012 (5 years)**	**2016 ($95,000)**
1048	**County Ditch 53**	**2012 (3 years)**	**2014 ($20,000)**
1051	**County Ditch # 55**	**2012 (2 years)**	**2013 ($5,000)**
1055	**County Ditch #59**	**2012 (5 years)**	**2016 ($10,000)**
1067	**County Ditch #72**	**2012 (5 years)**	**2016 ($35,000)**
1068	**County Ditch #73**	**2012 (3 years)**	**2014 ($5,000)**
9007	**Judicial Ditch #4 (301) M&W**	**2012 (5 years)**	**2016 ($6,000)**
9008	**Judicial Ditch #6**	**2012 (5 years)**	**2016 ($10,000)**
9009	**Judicial Ditch #7 M&F**	**2012 (15 years)**	**2026($150,000)**
9015	**Judicial Ditch # 10**	**2012 (3 years)**	**2014 ($50,000)**
9021	**Judicial Ditch #12**	**2012 (5 years)**	**2016 ($12,000)**
9036	**Judicial Ditch # 25**	**2012 (5 years)**	**2016 ($30,000)**
9041	**Judicial Ditch #27**	**2012 (5 years)**	**2016 ($25,000)**
9139	**Judicial Ditch #28**	**2012 (5 years)**	**2016 ($30,000)**
9066	**Judicial Ditch #43**	**2012 (3 years)**	**2014 ($10,000)**
9073	**Judicial Ditch #49**	**2012 (2 years)**	**2013 ($10,000)**
9092	**Judicial Ditch #74**	**2012 (20 years)**	**2031($100,000)**
9105	**Judicial Ditch #88 M&W**	**2012 (3 years)**	**2014 ($5,000)**
9113	**Judicial Ditch #97**	**2012 (3 years)**	**2014 ($5,000)**
9130	**Judicial Ditch #202 M&F**	**2012 (5 years)**	**2016 ($10,000)**
9151	**Judicial Ditch #314 M&F**	**2012 (2 years)**	**2013 ($10,000)**
9054	**Judicial Ditch #367**	**2012 (20 years)**	**2031 ($100,000)**

***** The following drainage systems have borrowed from another ditch fund*****

9001 (701) Judicial Ditch #1 borrowed $30,000.00 from 9150 (850) JD 204 Hugoson Petition

9063 (769) Judicial Ditch # 41 borrowed $10,000.00 from 9152 (951) JD #204 Br A-38 Petition

1009 (869) County Ditch #11 borrowed $15,000.00 from 1070 (928) CD #75

This money must be paid back at 6% per annum interest from January 1, 2008 until paid back.

9036-2(739) Judicial Ditch #25 borrowed $25,000 from Revenue Fund in 2002. Paid back $15,000.00 in 2009

This money must be paid back at 6% per annum interest from January 1, 2010 until paid back.

Drain_Name	Sum_SHAPE_FT	% of Total Tile	Cost Per Dicth ($)	Benefits	% to Collect
County Ditch 11	117526	2.09	$2,723.07	$6,807,504.00	0.000400009
County Ditch 13	8850	0.16	$205.05	$8,144.00	0.025178431
County Ditch 14	48500	0.86	$1,123.74	$548,005.00	0.002050597
County Ditch 15	36577	0.65	$847.48	$23,395.00	0.036225029
County Ditch 19	12800	0.23	$296.57	$7,710.00	0.038466154
County Ditch 2	136068	2.43	$3,152.67	$11,966.00	0.263469271
County Ditch 20	28479	0.51	$659.86	$4,304.00	0.153312555
County Ditch 22	10969	0.20	$254.15	$159,700.00	0.001591422
County Ditch 23	12090	0.22	$280.12	$1,708,743.00	0.000163934
County Ditch 24	56925	1.01	$1,318.94	$1,708,743.00	0.000771879
County Ditch 25	43359	0.77	$1,004.62	$16,668.00	0.060272148
County Ditch 26	40900	0.73	$947.65	$145,244.00	0.006524562
County Ditch 27	19779	0.35	$458.27	$7,351.00	0.06234134
County Ditch 28	57623	1.03	$1,335.13	$28,110.00	0.047496518

County Ditch 29	50327	0.90	$1,166.07	$19,483.00	0.059850799
County Ditch 3	28673	0.51	$664.35	$821,226.00	0.000808972
County Ditch 30	25774	0.46	$597.17	$9,551.00	0.062524711
County Ditch 31	29808	0.53	$690.65	$16,288.00	0.04240248
County Ditch 32	13637	0.24	$315.97	$6,125.00	0.051586296
County Ditch 33	54875	0.98	$1,271.45	$22,690.00	0.056035497
County Ditch 34	25567	0.46	$592.39	$8,305.00	0.071329076
County Ditch 35	29075	0.52	$673.66	$1,183,473.35	0.000569226
County Ditch 36	17316	0.31	$401.22	$7,755.00	0.051736951
County Ditch 37	5286	0.09	$122.48	$2,233.00	0.054850604
County Ditch 38	34076	0.61	$789.53	$32,535.00	0.02426705
County Ditch 40	10845	0.19	$251.27	$9,800.00	0.025639498
County Ditch 41	13769	0.25	$319.04	$18,310.00	0.017424162
County Ditch 42	23647	0.42	$547.90	$19,445.00	0.028176774
County Ditch 44	60382	1.08	$1,399.04	$47,064.00	0.029726362
County Ditch 46	18740	0.33	$434.19	$24,650.00	0.017614278
County Ditch 47	6749	0.12	$156.37	$13,546.00	0.011543315
County Ditch 50	10945	0.20	$253.59	$15,097.00	0.016797641
County Ditch 51	11695	0.21	$270.97	$17,828.00	0.015199138
County Ditch 52	26524	0.47	$614.55	$63,646.00	0.009655749
County Ditch 53	48681	0.87	$1,127.92	$105,965.00	0.010644301
County Ditch 54	26585	0.47	$615.98	$37,392.00	0.016473607
County Ditch 55	21129	0.38	$489.56	$492,792.00	0.000993437
County Ditch 56	9747	0.17	$225.83	$243,782.00	0.000926369
County Ditch 58	6360	0.11	$147.37	$14,280.00	0.010319743
County Ditch 59	24162	0.43	$559.82	$1,071,220.95	0.0005226
County Ditch 6	5207	0.09	$120.64	$2,445.00	0.049339546
County Ditch 60	10888	0.19	$252.26	$22,525.00	0.011199314
County Ditch 62	17825	0.32	$413.00	$29,062.00	0.014211051
County Ditch 63	21726	0.39	$503.38	$28,065.00	0.017936357
County Ditch 65	7131	0.13	$165.21	$12,051.00	0.013709469
County Ditch 67	7554	0.13	$175.03	$15,619.00	0.011205971
County Ditch 69	11858	0.21	$274.74	$42,011.00	0.006539761
County Ditch 70	4033	0.07	$93.45	$14,410.00	0.006484738
County Ditch 72	12278	0.22	$284.49	$99,529.00	0.002858342
County Ditch 73	15394	0.27	$356.68	$141,035.00	0.002529016
County Ditch 74	11244	0.20	$260.53	$52,356.00	0.004976158
County Ditch 75	15374	0.27	$356.20	$343,310.00	0.001037558
County Ditch 76	15097	0.27	$349.79	$271,952.00	0.001286212
County Ditch 8	5959	0.11	$138.06	$3,200.00	0.043142981
County Ditch 9	21784	0.39	$504.74	$58,662.00	0.008604178
Jucicial Ditch 26	24666	0.44	$571.51	$42,222.00	0.013535816
Jucicial Ditch 9	29293	0.52	$678.71	$671,560.00	0.00101064
Judiacial Ditch 110 Improvement	3263	0.06	$75.60	$66,370.00	0.001139045
Judicial Ditch 1	31249	0.56	$724.04	$1,453,744.00	0.00049805
Judicial Ditch 10	154564	2.75	$3,581.21	$3,352,927.00	0.001068086
Judicial Ditch 100	88562	1.58	$2,051.98	$110,839.00	0.018513126
Judicial Ditch 101	38278	0.68	$886.89	$475,050.00	0.001866948
Judicial Ditch 103	26935	0.48	$624.08	$28,480.00	0.021913031
Judicial Ditch 104	28405	0.51	$658.14	$23,325.00	0.028216057
Judicial Ditch 105	35849	0.64	$830.63	$33,045.00	0.025136239
Judicial Ditch 108	17147	0.31	$397.29	$6,850.00	0.05799839
Judicial Ditch 109	9700	0.17	$224.75	$502,496.00	0.000447262
Judicial Ditch 11	8400	0.15	$194.63	$358,031.00	0.000543603

Judicial Ditch 111	33819	0.60	$783.59	$34,950.00	0.022420201
Judicial Ditch 115	42829	0.76	$992.34	$35,656.00	0.027831025
Judicial Ditch 116	56812	1.01	$1,316.32	$4,808,960.00	0.000273723
Judicial Ditch 12	44028	0.78	$1,020.12	$18,620.00	0.054786273
Judicial Ditch 13	21192	0.38	$491.02	$9,387.00	0.052308739
Judicial Ditch 14	314445		$0.00		
Judicial Ditch 214			$3,317.38	$5,659,942.00	0.000586116
Judicial Ditch 314			$684.58	$1,477,199.00	0.000463431
Judicial Ditch 414			$3,244.55	$7,049,467.00	0.000460255
Judicial Ditch 17	41050	0.73	$951.12	$21,695.00	0.043840619
Judicial Ditch 18	43531	0.78	$1,008.60	$766,749.00	0.00131543
Judicial Ditch 2 M&W	24200	0.43	$560.71	$710,707.00	0.000788947
Judicial Ditch 20	61316	1.09	$1,420.67	$35,061.00	0.040520044
Judicial Ditch 21	27991	0.50	$648.54	$2,338,683.00	0.00027731
Judicial Ditch 22	8083	0.14	$187.27	$144,204.00	0.001298661
Judicial Ditch 24	21437	0.38	$496.68	$65,700.00	0.007559859
Judicial Ditch 24 mfbe	3520	0.06	$81.56	$3,317.00	0.024587842
Judicial Ditch 25	43016	0.77	$996.68	$405,292.00	0.002459177
Judicial Ditch 26mf	3785	0.07	$87.69	$4,469.00	0.019622711
Judicial Ditch 27	76682	1.37	$1,776.70	$25,230.00	0.070420264
Judicial Ditch 27mf	12178	0.22	$282.16	$26,426.00	0.010677454
Judicial Ditch 28	85801	1.53	$1,988.00	$1,474,000.00	0.001348713
Judicial Ditch 29	13765	0.25	$318.93	$113,050.00	0.002821167
Judicial Ditch 3	170685	3.04	$3,954.74	$3,991,191.00	0.000990866
Judicial Ditch 30	13135	0.23	$304.34	$5,280.00	0.057640651
Judicial Ditch 301	42931	0.77	$994.71	$4,531,688.00	0.000219501
Judicial Ditch 31	7310	0.13	$169.38	$39,965.00	0.004238184
Judicial Ditch 32	26040	0.46	$603.34	$349,601.00	0.001725806
Judicial Ditch 33	10512	0.19	$243.55	$3,425.00	0.071110809
Judicial Ditch 34	41466	0.74	$960.77	$551,940.00	0.001740711
Judicial Ditch 35	20350	0.36	$471.51	$7,980.00	0.059086012
Judicial Ditch 367	80760	1.44	$1,871.19	$1,222,702.00	0.001530373
Judicial Ditch 37	62322	1.11	$1,443.98	$635,625.00	0.002271748
Judicial Ditch 38	73572	1.31	$1,704.66	$52,885.00	0.032233267
Judicial Ditch 39	154460	2.75	$3,578.81	$6,689,911.00	0.000534956
Judicial Ditch 4	14293	0.25	$331.17	$8,357.00	0.039627269
Judicial Ditch 40	28694	0.51	$664.83	$9,450.00	0.070352776
Judicial Ditch 41	20010	0.36	$463.63	$263,776.00	0.001757669
Judicial Ditch 42	45927	0.82	$1,064.13	$735,735.00	0.001446352
Judicial Ditch 43	35798	0.64	$829.43	$53,581.00	0.01548
Judicial Ditch 44	40469	0.72	$937.66	$885,490.00	0.001058922
Judicial Ditch 46	19400	0.35	$449.50	$825,062.00	0.000544802
Judicial Ditch 47	72815	1.30	$1,687.11	$1,698,648.00	0.000993209
Judicial Ditch 48	29962	0.53	$694.21	$550,829.00	0.001260307
Judicial Ditch 49	35107	0.63	$813.42	$816,328.00	0.000996439
Judicial Ditch 50	13837	0.25	$320.60	$1,971,456.00	0.000162622
Judicial Ditch 51	47800	0.85	$1,107.52	$22,270.00	0.049731418
Judicial Ditch 52	12369	0.22	$286.58	$7,350.00	0.038990998
Judicial Ditch 56	9310	0.17	$215.70	$5,575.00	0.038691086
Judicial Ditch 57	7901	0.14	$183.07	$2,900.00	0.063127007
Judicial Ditch 59	22566	0.40	$522.86	$801,716.00	0.000652176
Judicial Ditch 6	47299	0.84	$1,095.91	$17,880.00	0.061292296
Judicial Ditch 60	89523	1.60	$2,074.23	$57,380.00	0.036149042
Judicial Ditch 64	27448	0.49	$635.97	$15,895.00	0.040010442

Judicial Ditch 65	17005	0.30	$394.00	$220,218.00	0.001789151
Judicial Ditch 66	27819	0.50	$644.56	$13,320.00	0.048390352
Judicial Ditch 67	6142	0.11	$142.32	$231,867.00	0.000613796
Judicial Ditch 68	11662	0.21	$270.21	$4,705.00	0.057429512
Judicial Ditch 7 M&F	106661	2.08	$2,953.27	$4,866,558.00	0.00060685
Judicial Ditch 70	30390	0.54	$704.13	$55,960.00	0.012582743
Judicial Ditch 71	21150	0.38	$490.04	$10,665.00	0.045948642
Judicial Ditch 72	25392	0.45	$588.34	$18,065.00	0.0325678
Judicial Ditch 73	79781	1.42	$1,848.52	$43,150.00	0.04283945
Judicial Ditch 74	16498	0.29	$382.26	$263,046.00	0.001453223
Judicial Ditch 75	20842	0.37	$482.90	$13,550.00	0.035638499
Judicial Ditch 76	21575	0.38	$499.89	$14,460.00	0.034570512
Judicial Ditch 77	29093	0.52	$674.09	$27,198.00	0.024784565
Judicial Ditch 78	15050	0.27	$348.71	$8,830.00	0.039491076
Judicial Ditch 79	42274	0.75	$979.49	$31,800.00	0.030801418
Judicial Ditch 8	103295	1.84	$2,393.32	$2,800,188.00	0.000854699
Judicial Ditch 80	15972	0.28	$370.08	$813,089.00	0.000455153
Judicial Ditch 81	26549	0.47	$615.14	$82,465.00	0.007459362
Judicial Ditch 82	69192	1.23	$1,603.16	$5,300,222.00	0.00030247
Judicial Ditch 85	92267	1.64	$2,137.81	$2,334,824.00	0.000915621
Judicial Ditch 86	35752	0.64	$828.38	$32,884.00	0.025190938
Judicial Ditch 88	24863	0.44	$576.07	$27,910.00	0.020640301
Judicial Ditch 89	145007	2.58	$3,359.80	$149,942.00	0.022407341
Judicial Ditch 9	31639	0.56	$733.08	$1,171,636.00	0.000625688
Judicial Ditch 90	18250	0.33	$422.85	$19,440.00	0.021751529
Judicial Ditch 91	41099	0.73	$952.25	$62,190.00	0.015311896
Judicial Ditch 92	16040	0.29	$371.64	$173,988.00	0.002136
Judicial Ditch 93	14600	0.26	$338.28	$30,855.00	0.010963532
Judicial Ditch 95	16222	0.29	$375.86	$19,710.00	0.019069754
Judicial Ditch 96	16750	0.30	$388.09	$16,229.00	0.02391367
Judicial Ditch 97	15914	0.28	$368.72	$15,730.00	0.023440869
Judicial Ditch 98	173190	3.09	$4,012.79	$198,490.00	0.020216573
Judicial Ditch 99	34773	0.62	$805.70	$45,630.00	0.017657159
155	5610740	94.57	**$130,442.82**	**$94,950,689.30**	

Roll Call AYES: Commissioners Donnelly, Potter, Schmidtke, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

Mosloski presented a recommendation to Order the Redetermination of CD #30, CD #36, and CD #34 and appoint Ron Ringquist, Chuck Bowers, and Milo Holland as Viewers, and Lance Roberts as alternate Viewer.

Motion by Commissioner Potter, seconded by Commissioner Schmidtke,

R-#67/'11

ORDER APPOINTING VIEWERS AND
REDETERMINATION OF
CD #30, CD #36, & CD #34

WHEREAS, the Martin County Board of County Commissioners hereby determines that the original benefits or damages determined in drainage proceedings for Martin County Ditch No. 30, Martin County Ditch No. 36, and Martin County Ditch No. 34 do not reflect present day land values or that the benefited or damaged areas have changed.

IT IS THEREFORE ORDERED, that:

Ron Ringquist
402 Valley View Dr.
Redwood Falls, MN 56283

Charles Bowers
78799 335th St.
Madelia, MN 56062

Milo Holland
64532 400th St.
Butterfield, MN 56120

Three disinterested residents of the state, be and hereby are appointed viewers to Re-determine and report the benefits and damages and the benefited and damaged areas of Martin County Ditch No. 30, Martin County Ditch No. 36, and Martin County Ditch No. 34.

IT IS FURTHER ORDERED, that the viewers, after taking an oath to faithfully perform their duties as viewers and, after having received from the County Drainage Office (Auditor/Treasurer), certified copies of the order appointing them as viewers and of the order designating the time and place of their first meeting, proceed with their work as such viewers pursuant to law and make and file their report with the Auditor at the earliest possible date.

Upon motion by Commissioner Potter, seconded by Commissioner Schmidtke, and unanimously carried, said resolution was duly passed and adopted this 20th day of December, 2011.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Donnelly, Schmidtke, Potter, and Pierce. NAYS: None. Resolution duly passed and adopted this 20th day of December, 2011.

The Board recessed at 10:20 a.m.
The Board reconvened at 10:30 a.m.

Mosloski presented an update on the JD #367 project with a change in scope of work as received from Mathiowetz Construction Company, including: Numerous trees to remove; Alignment is being adjusted to compensate for wetland impacts (additional footage than planned); cold weather excavations for equipment and the excavations and generators to plus in equipment; Disposal of ditch material; Dragline mates for stabilization of equipment will be needed to facilitate the work; and Swamp type equipment. Mosloski continued with a slide show of the project with pictures taken by Duane Rosburg.

Higgins presented a listing of warrants and Highway Department bills to be paid on December 20, 2011.

Higgins inquired of the uniform maintenance allowance of $200 for Sheriff and Captain. The board determined to allow. Higgins also noted that Angela DeBoer was inadvertently omitted from the COLA spreadsheet and is receiving an increase from $15.34 to $16.04 per hour effective January 1, 2012.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be it Resolved that the Martin County Board of Commissioners, hereby approve payment of claims for the month of December 20, 2011 as presented; and includes the Martin County Highway Department as presented.

Warrants Received and paid December 20, 2011 are registered on file in the Auditor/Treasurer's Office as follows:

Revenue Fund – Warrants Approved December 20, 2011	$389,537.21
Enhanced 9-1-1 Fund	$ 1,380.41
Recreation and Safety Fund	$ 2,400.91
Martin Co. Economic Development Authority	$ 3,833.37
Solid Waste Management Fund	$ 29,640.22
Law Library Fund	$ 2,631.41
Martin County Transit Fund	$101,534.73
Recorder's Compliance	$ 2,115.00
Ind. Sewage Treatment Sys. Loan FD (ISTS)	$ 9,891.65
Bank Building Fund	$ 3,582.15
Forfeited Tax Fund	$ 1,431.00
Miscellaneous Tax Fund	$ 1,440.00
Total	$549,418.06

Road and Bridge Funds Totaled	$ 68,607.13
Martin County Ditch Fund – Warrants Totaled	$184,124.54

The Board reviewed the Sentencing to Service (STS) Quarterly Report for Third Quarter 2011.

Commissioners presented their Board member reports:

Commissioner Potter stated he attended the regular meeting of Soil and Water; participated in the Red Bag pickup this past Saturday; attended the RC&D meeting and also I attended the Region 9 meeting; Martin County Library meeting; Human Services Exec Board; Prairieland that we all attended; and yesterday Iowa Lakes Regional Water.

Commissioner Schmidtke stated in addition to those already stated he attended the Association of Minnesota Counties (AMC) Annual Conference December 5-7, 2011; and a long time on that Ditch #367 out there and a lot of other ditch calls.

Commissioner Pierce stated he did not have anything different to report.

Commissioner Donnelly stated he attended Department Director evaluations after the board meeting on December 1, 2011; attended the AMC Conference December 5-7, 2011; Human Services Exec Board; Prairieland; and yesterday was Building Committee.

Commissioners reviewed their calendars of upcoming meetings and activities: December 20th – Annual Employee Holiday Potluck 11:30 – 1:30 p.m. First Floor Rotunda – Courthouse; December 21st – Human Services in Blue Earth (Commissioner Schmidtke will not be present); December 23rd – Canvass Board for the Primary (Jack Potter and Steve Donnelly); December 27th – JD #40 Petition at the Huntley Bank at 1:00 p.m.; December 29th – Ribbon Cutting Ceremony at House of Hope at 12 o'clock noon; January 3, 2012 – regular Board of Commissioners meeting at 9:00 a.m.

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, to move into closed session for the performance evaluation of the Martin County Coordinator. Carried unanimously. Closed session began at 10: 51a.m.

The Board went into closed session at 10:51 a.m. per Minnesota Statute 13D.05 Subd. 3 for the performance evaluation of the Martin County Coordinator. Those present were Commissioners Donnelly, Pierce, Schmidtke, Potter, and Scott Higgins.

Motion by Commissioner Potter, seconded by Commissioner Donnelly, to move back into open session. Carried unanimously. Open session began at11:21 a.m.

By consensus of the Board, the Coordinator's performance evaluation met the Board's expectations and approval.

With no further business to wit,

Motion by Commissioner Potter, seconded by Commissioner Donnelly to adjourn. Carried unanimously. Meeting adjourned at 11:22 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

_____
Steve Pierce, Board Chair

ATTEST:_____
Scott Higgins, County Coordinator