

**PROCEEDINGS OF THE MARTIN  
COUNTY BOARD OF COMMISSIONERS  
FRIDAY, DECEMBER 10, 2004  
@9:00 A.M.**

The meeting was called to order by Chairman Jack Potter at 9:00 A.M. Commissioners present were Steve Donnelly, Steve Pierce, Dan Schmidtke, and Gerald Boler. Also present were Jim Forshee, Auditor/Treasurer, Scott Higgins, County Coordinator, Terry Viesselman, County Attorney, Kevin Peyman, County Engineer, Christine Rupp, Fairmont Sentinel, Rod Halverson, KSUM/KFMC Radio, Faye O'Sell, Administrative Assistant, and members of the Public.

Motion was made by Commissioner Donnelly, seconded by Commissioner Boler to approve the Agenda with the following additions and deletions: (1) Consider Resolution to Establish Tax Levy for Year 2005 Collectible in 2006; Establish Fund Expenditures & Revenues for Year 2005, (2) Consider Approval for VSO Van Replacement (3) Consider Appointment of Alternate Delegate to the Minnesota Counties Computer Cooperative (MCCC), (4) Consider Resolution for the Agreement to State Transportation Fund. (Bridge Bonds) Deletions: (12b.) Tobacco License "Knight's Lounge" and (12 h.)Part-time hiring Victim Witness Department

Terry Viesselman, County Attorney, was present to advise the Board regarding the appointment of Jerry Voyles to the Planning Commission, stating that he did not see a conflict as Director of the Martin County Soil and Water Conservation District in serving on the County Planning Commission

Kevin Peyman, County Engineer, was present and recommended approval for Resolution, Agreement to State Transportation Fund,

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce,

**R E S O L U T I O N**

**Agreement to State Transportation Fund (Bridge Bonds)  
Grant Terms and Conditions**

**WHEREAS**, Martin County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 5078; and

**WHEREAS**, the Commissioner of Transportation has given notice that funding for this bridge is available; and

**WHEREAS**, the amount of the grant has been determined to be \$70,485.64 by reason of the lowest responsible bid;

**NOW THEREFORE**, be it resolved that Martin County does hereby agree to the terms and conditions of the grant consistent with MN Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the MN State Transportations Fund any amount appropriated for the bridge but not required.

Upon motion by Commissioner Schmidtke, seconded by Commissioner Pierce, and carried said resolution was duly passed and adopted this 10<sup>th</sup> day of December, 2004.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MINNESOTA

\_\_\_\_\_  
Jack Potter, Chair

Attest: \_\_\_\_\_  
Scott Higgins, County Coordinator

AYES: Commissioner Potter, Donnelly, Boler, Pierce and Schmidtke. NAYS: None. Said resolution was duly adopted this 10<sup>th</sup> day of December, 2004.

Peyman informed the Board that he had received a report from Federal Emergency Management Agency (FEMA) officials. Peyman said damage to county roads and bridges in Martin County due to the excessive rains and flooding in September was estimated at \$23,290. Peyman further stated that between state and federal emergency management funding, the county will receive 93 percent, or \$21,660.

Peyman updated the Board on the Five Year Construction Plan (2005-2009) for the Martin County Highway Department. Peyman further stated that with no bridge bonding money approved by the legislature in the previous session, all of our bridge construction has been pulled from the five-year plan. Peyman stated that once the county is informed when this money will be available, bridges would be programmed accordingly. After discussion,

Motion was made by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners hereby approves upon the recommendation of the County Highway Engineer, to approve the Martin County Highway 5-year Construction Plan (2005-2009). Carried unanimously.

2005 Construction

CSAH 22 Overlay	CSAH 13 to TH 263	6.00mi
CSAH 44 Overlay	TH 15 to E County Line	9.00mi
CSAH 12 Overlay	CSAH 49 to CSAH 53	1.50mi
CSAH 36 Bridge #5078	Over Elm Creek	

2006 Construction\*

CSAH 37 Salv & Grade	CSAH 8 to CSAH 39	9.00mi
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2007 Construction\*

CSAH 37 Bituminous Surface	CSAH 8 to CSAH 39	9.00 mi.
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2008 Construction\*

CSAH 36 Salv. & Grade	W.C.L. to T.H. 4	6.20mi.
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2009 Construction\*

CSAH 36 Bituminous Surface	W.C.L. to T.H. 4	6.20 mi.
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Peyman was happy to report to the Board that the County Highway Department was named the 2004 Conservationist of the Year by the Martin County Soil and Water Conservation District (SWCD).

Scott Higgins, County Coordinator, presented an award from Minnesota Counties Insurance Trust (MCIT) that the county received during the Association of Minnesota Counties Annual Conference that names Martin County as the Most Improved in the Property/Casualty Division. Higgins stated that Martin County was the recipient of one of four annual awards given by MCIT.

Sheriff Gerhardt was present to update the Board on the Martin County Photo Identification Policy and Courthouse Visitor Registration Policy. The Photo Identification (I.D.) card will identify the holder as an employee of Martin County or a tenant of Martin County. The Visitor Identification (I.D.) card will identify the holder as a registered visitor to the Martin County Courthouse. Martin County Sheriff's Office/Emergency Management will issue all visitors I.D. cards. After discussion,

Motion was made by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners have determined that it is in the best interest of the public and county staff that Martin County develop a Photo Identification Policy and Visitor's Identification Policy for its employees and those tenants who do business at the Martin County Courthouse; and is established as an effort

to facilitate safety and security for the county staff and tenants to access the various county departments, buildings, and secured incident scenes; and to promote a positive public relations by being more recognizable by county staff, as well as the public; and the Martin County Photo Identification Policy is effective December 10, 2004. Carried unanimously.

Sheriff Gerhardt updated the Board on the Sheriffs Office activities. Gerhardt stated that Elaine Stubbe, Lobby Receptionist, may be out on a leave. Sheriff Gerhardt further stated:

- Jail population has gone down
- Martin County assisted with a Meth. Lab last week in Watonwan County just North of Ormsby.
- Our drug task force received an increase in funding of approximately \$30,000 from the Department of Justice through the State of MN. Martin County Task Force has done a good job and with Blue Earth County's assistance; we may be able to add another agent with this increase.
- Sheriff Gerhardt and other county officials will have a Jail visit today at Nobles County. The LEC Committee (Jail committee) will meet again on December 17<sup>th</sup>, at noon, Jake's Pizza.

Gerhardt reviewed the personnel status changes for Sheriff's Office.

Motion by Commissioner Boler, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners hereby approve personnel status changes for the Sheriff's Office., effective November 23, 2004. Carried unanimously.

Chairman Potter asked for a motion to approve the minutes of the November 16, 2004 Board of Commissioners meeting.

Motion by Commissioner Pierce, seconded by Commissioner Boler to approve the minutes with one spelling correction. Carried unanimously.

Higgins presented Tobacco License application to be approved for 2005 and stated that the required fees and checks have been completed as established by the county's Tobacco Ordinance.

Motion by Commissioner Pierce seconded by Commissioner Boler, to approve Tobacco Licenses for the following establishments: Cenex Convenience Store, Welcome, and Trimont, MN; Buke's Bar, Ceylon, MN and Trimont Liquor Store, Trimont, MN

**R-#51 /'04**

## **RESOLUTION**

### **Issuance of Tobacco License for 2005**

**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, that the applicant listed below have provided the necessary application and required fee of \$75.00, does hereby approve and authorize tobacco license for the following Retail Establishments, and valid for the year 2005,

License Approved for:

- Knights Lounge, Ormsby, MN
- Cenex Convenience Store, Welcome, & Trimont, MN
- Buke's Bar, Ceylon, MN
- Trimont Liquor Store- Trimont, MN

Upon motion made by Commissioner Pierce seconded by Commissioner Boler, was duly made and passed this the 10<sup>th</sup> day of December 2004.

**BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN**

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**Jack Potter, Chairperson**

**ATTEST:**  
\_\_\_\_\_  
**Scott Higgins, County Coordinator**

AYES: Commissioners Potter, Donnelly, Boler, Schmidtke and Pierce.

NAYS: None. Said resolution was duly adopted this 10<sup>th</sup> day of December 2004.

Scott Higgins stated annually the Board reviews and (re) appoints those individuals to the various county Citizen Advisory Boards/Commissions for terms expiring 2004. After discussion, by consensus the Board determined appointments would be made at the next regular board meeting.

Higgins stated that the Sentinel has provided renewal agreements for Display Advertising and Classified Advertising for the year 2005. Rates are based on the column inches used for advertising by the county and recommended approval. After discussion,

Motion was made by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners hereby approve and authorize the Chair to sign the contract agreements with the Sentinel for Display ads and Classified Advertising as follows: for "display ads" at a rate of \$8.50 per column inch (minimum of 750 inches); and "classified advertising" at a rate of \$6.35 per column inch (down from \$10.80 per column inch) effective December 1, 2004. Carried unanimously.

Higgins stated that the County has received the grant award from the Minnesota Department of Transportation, Office of Transit (MNDOT) for operations of the Martin County Express public transit system for \$340,000. This is a slight increase from 2004-grant award of \$334,955. Martin County originally requested \$376,000. Higgins stated that the county is responsible for 15% of the total operational cost of the public transit system, which equates to \$51,000, with the remaining operational deficit to be paid by MNDOT per the agreement. Higgins stated that the total projected revenues are \$125,000 (fares and other misc. charges). Higgins further stated that Martin County received federal funds for \$5,000 to conduct a marketing campaign. After discussion,

Motion by Commissioner Donnelly, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners approve and authorize the Chair to sign the 2005 Public Transit Participation Program Application Grant Agreement, effective

January 1, 2005 in the amount of \$340,000 for the operation of the Martin County Express bus transit system. Carried unanimously.

Higgins updated the Board on the Visioning and Strategic Planning session held in July. At that time, there were two draft statements prepared, the Martin County Vision Statement and the Mission Statement. Department Directors and Staff have reviewed only the Vision statement. After receiving input from staff the proposed Vision Statement for the Martin County Government is as follows: *The Vision for Martin County Government is to provide efficient service in a cooperative, friendly and progressive manner.* Higgins stated that this statement would be part of the foundation and basis of how Martin County Government will vision and plan for the future. Higgins recommended the Board adopt the Martin County Government Vision statement.

Motion by Commissioner Schmidtke, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners hereby approve the Martin County Government Vision Statement as follows, *The Vision for Martin County Government is to provide efficient service in a cooperative, friendly and progressive manner.* and is to serve as basis for future visioning and planning. Carried unanimously.

Jim Forshee, Auditor/Treasurer, stated that Roessler, Nuss and Company has presented a proposed agreement for assistance to the county in requirements of GASB and other matters. Forshee recommended signing the Service Agreement and stated that County staff will do the majority of the needed changes and work with the Firm on as needed basis.

Motion was made by Commissioner Pierce, seconded by Commissioner Donnelly to Be It Resolved that the Martin County Board of Commissioners hereby approve and authorize the Chair to sign the Service Agreement between Martin County and Roessler, Nuss and Company effective December 10, 2004, on an as needed basis. Carried unanimously.

Forshee stated that he would like the Board to allow and approve a second year-end bill run for December 2004. After discussion,

Motion was made by Commissioner Donnelly, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners hereby approve a second year end bill payment cycle and to authorize the Auditor/Treasurer to approve such bill payments for December 2004. Carried unanimously.

Higgins stated that the 2005 budget has increased by 0.6 percent over the 2004 budget. Expenditures for 2005 are projected at \$15,574,585 and the overall projected revenues are \$15, 802,404. Higgins stated that the Revenue, not including the property tax levy, is projected at \$6,934,394. This includes State and Federal Grant, State Aid payments, fees and other charges for services and investment income. The 2005 net levy, collectible in 2006, is \$7, 758,087 . This is an increase of 6.9 percent over last year's levy of \$7,253,438. After further discussion and consideration,

Motion was made by Commissioner Pierce, seconded by Commissioner Boler,

AYES: Commissioners Potter, Donnelly, Schmidtke, and Pierce and Boler. NAYS: None. Said resolution was duly approved and adopted this 10<sup>th</sup> day of December 2004.

Motion by Commissioner Pierce, seconded by Commissioner Boler,

-# 52/'04

**RESOLUTION ESTABLISHING THE TAX LEVY FOR YEAR 2005  
COLLECTIBLE IN 2006:**

**WHEREAS**, the Martin County Board of Commissioners duly considered budgets to determine the tax levy to be collected in 2006.

**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 2005 and collectible in the year 2006 be as follows to-wit:

	Net Levy
Revenue Fund	\$3,696,062
Boat/Snowmobile	\$ 8,100
Park & Recreation	\$ 37,960
Road & Bridge Fund	\$1,319,025
E911 Fund	-0-
Solid Waste Management Fund	-0-
Library Fund	\$ 484,362
Human Service Fund	\$1,794,518
Building CIP Fund	\$ 236,380
Debt Service Fund	<u>\$ 181,680</u>
	\$7,758,087

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

Upon Motion made by Commissioner Pierce, seconded by Commissioner Boler, and unanimously carried, said resolution was duly passed and adopted this 10th day of December 2004.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Jack Potter, Chairman

ATTEST: \_\_\_\_\_  
Scott Higgins, County Coordinator

R-#53/04

## RESOLUTION

### **ESTABLISHING THE FUND EXPENDITURES AND REVENUES FOR THE YEAR 2005:**

**WHEREAS**, the Martin County Board of Commissioners duly considered fund Expenditures and Revenues for the year 2005.

**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 2005 be as follows:

	<u>Expenditures</u>	<u>Revenues</u>
<b>Revenue Fund:</b>	<b>\$6,075,460</b>	<b>\$1,560,051</b>
<b>Parks &amp; Recreation</b>	<b>\$ 62,500</b>	<b>\$ 20,000</b>
<b>Road &amp; Bridge</b>	<b>\$4,840,627</b>	<b>\$3,421,716</b>
<b>E-911 Fund</b>	<b>\$ 32,100</b>	<b>\$ 48,500</b>
<b>Boat and Water/ATV</b>	<b>\$ 18,985</b>	<b>\$ 10,885</b>
<b>Solid Waste</b>	<b>\$ 254,880</b>	<b>\$ 278,974</b>
<b>Library</b>	<b>\$ 544,684</b>	<b>\$ 24,000</b>
<b>Law Library</b>	<b>\$ 13,900</b>	<b>\$ 38,000</b>
<b>Human Services</b>	<b>\$1,930,726</b>	<b>\$ -0-</b>
<b>Building CIP Fund</b>	<b>\$ 250,000</b>	<b>\$ -0-</b>
<b>Human Services Bldg</b>	<b>\$ 109,000</b>	<b>\$ 142,311</b>
<b>Debt Service</b>	<b>\$ 181,680</b>	<b>\$ -0-</b>
<b>Prairieland Debt Service</b>	<b>\$ 346,798</b>	<b>\$ 346,798</b>
<b>Forfeited Land</b>	<b>\$ 4,000</b>	<b>\$ 4,000</b>
<b>ISTS Loan</b>	<b>\$ 122,000</b>	<b>\$ 162,000</b>
<b>Martin County Express</b>	<b>\$ 387,245</b>	<b>\$ 459,159</b>
<b>Ditch Repairs</b>	<b>\$ 400,000</b>	<b>\$ 400,000</b>
<b>Martin County Area Redevelop</b>	<b>-0-</b>	<b>18,000</b>
<b>TOTAL</b>	<b>\$15,574,585</b>	<b>\$ 6,934,394</b>

Upon motion by Commissioner Pierce, seconded by Commissioner Boler and carried, said resolution was duly passed and adopted this 21st day of December, 2004.

**BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN**

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Jack Potter, Chair

ATTEST: \_\_\_\_\_  
Scott Higgins, County Coordinator

AYES: Commissioners Potter, Donnelly, Schmidtke, Boler, and Pierce. NAYS: None. Said resolution was duly approved and adopted this 10<sup>th</sup> day of December 2004.

Higgins reported to the Board that Doug Landsteiner, Veterans Service Officer, has received quotes for the purchase of a new VSO van to take veterans to the VA Clinics & Hospitals. Quotes were as follows:

Mel Carlson Chevrolet, Inc.	Truman, MN	\$19,984.08
Flaherty Auto Ctr	Fairmont, MN	\$20,225.00
Hawkins Chevrolet-Cadillac	Fairmont, MN	\$22,178.61

Higgins stated that Mr. Landsteiner stated that he had checked with Fairmont Ford and Militellos in Fairmont, but that neither were able to provide an eight-passenger minivan.

Higgins stated that \$15,000 is included in the budget to replace the current Astro Van with approximately \$130,000 miles. Higgins stated that it is projected that \$5,000 in contributions toward the purchase of the van will be received from the various veterans' service organizations in the county. After further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, after consideration and review of the quotes received, hereby approve the purchase of an Chevrolet Astro Van, all wheel drive from Mel Carlson Chevrolet, Inc., Truman, MN in the amount of \$19,984.08. Carried unanimously.

Motion was made by Commissioner Boler, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners approve Steve McDonald, MIS Director for Martin County, to the Minnesota Counties Computer Cooperation. (MCCC) as an alternate delegate for Martin County. Carried unanimously.

The Board recessed at 10:30 a.m.  
The Board reconvened at 10:40 a.m.

Billee Rabbe, Prairieland Solid Waste Consultant, was present to report to the Board on the Farm Lease Agreement made November 30, 2004 by Martin County and Tim Maschoff of Rutland Township, Martin County. Said lease was for a term of one year after the 1<sup>st</sup> day of March, 2005 with term of lease ending the 28<sup>th</sup> day of February 2006.

Motion was made by Commissioner Pierce, seconded by Commissioner Donnelly Be It Resolved that Martin County Board of Commissioners hereby approve a Farm Lease agreement between Martin County and Tim Maschoff, renter, regarding the following tract of land described as:

A tract of land in Government Lot 7 of Section 6, Township 103 North, range 30 West in Martin County, Minnesota described as follows:  
Commencing at the Northwest corner of Section 6, Township 103 North, range 30 West in Martin County, Minnesota; thence South 0 degrees 00 minutes 00 seconds West (assumed bearing) along the West line of Section 6 a distance of 1314.24 feet to the point of beginning and Northwest corner of Government Lot 7; thence North 89 degrees 51 minutes 05 seconds East along the North Line of Government Lot 7 a distance of 1284.40 feet to the northeast corner of Government Lot 7; thence south 0 degrees 04 minutes 17 seconds West along the East line of Government Lot 7 a distance of 76.67 feet, more or less, to the centerline of Elm Creek; thence southwesterly along the centerline of Elm Creek a distance of 1866 feet, more or less, to the West Line of Section 6; thence North 0 degrees 00 minutes 00 seconds East along the West line of Section 6 a distance of 969.73 feet, more or less, to the point of beginning. Containing 10.8 acres to be the same more or less.

Tim Maschoff, renter, subject to the conditions and limitations as stated in the Farm Lease Agreement for a term of one year from the 1<sup>st</sup> day of March 2005 and term of lease ending the 28<sup>th</sup> day of February 2006, said party agrees to pay \$1,080 March 1, 2005 in one installment with interest at the rate of 100% per cent on each installment after due. Carried unanimously.

Higgins stated that each year the Board is required to establish its annual compensation and per diem and other reimbursable expenses the County Board of Commissioners when conducting there official duties prior to January 1, 2005. After further discussion and consideration,

Motion was made by Commissioner Boler, seconded by Commissioner Donnelly,

R-#50/'04

## **RESOLUTION**

### **COUNTY COMMISSIONERS COMPENSATION, PER DIEM & EXPENSES:**



**WHEREAS**, Chapter 301 of the Session Laws 1975 provides a method for determining County Commissioners' compensation, per diem pay, and expense allowances, and

**WHEREAS**, resolution of the County Board establishing the salary, schedule of per diem payments, and expense allowance must be made before January first of each year so as to become effective January first of the next year, and

**WHEREAS**, the Board of County Commissioners of Martin County after due deliberation and discussion, have determined the annual salary, schedule of per diem payments, and expense allowances that will be effective January 1, 2005 and thereafter, until changed by resolution of the Board in a manner provided by law.

**NOW THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Martin County as follows:

1. That the annual salary of each County Commissioner of Martin County shall be the sum of \$17, 750.00 plus an additional \$500.00 per year for the Chairman payable bi-weekly, less such deductions as are authorized or required by law, and shall be paid to such Commissioner during such interval as he or she is qualified by law to hold such office.
2. That each individual County Commissioner shall be paid one per diem of \$60.00 each day spent in performing the official duties connected with the office. The per diem pay may be paid to any individual County Commissioner making application therefore, who, by proper designation or authorization, has served or is an alternate on any board, committee, or commission of County government, including committees of the Board or for the performance of service for any of the following work, service or activity.

Region Nine Delegate	Workforce Council
F/M. Human Services Board	County Planning Commission
Prairieland Joint Powers	County Water Plan Committee
Delegate to M.V.A.C.	GBERBA
Building Committee	A.M.C. Delegate
Personnel Committee	County Park Board
MN Extension Service	Community Corrections
Region Nine E.M.S.	R.I.M. & Soil Conservation
County Highway Liaison	Minnesota River Basin JPB
3 River RC & D	Law Library Board
SouthCentral HRA Board	MAAH
Economic Development Committee	County Insurance Committee
Transit Advisory Comm. (TAC)	County GASB Committee
Dist. 1,2,3,4,5, Ditch Insp.	Labor Management Committee
South Central Finance Committee	Establish Economic Develop (EDA)
New Law Enforcement Ctr. Comm.	Public Relations Campaign Comm.
Investment in Current/Future Emp.	Centennial Committee
Martin Co. Recreational Trails Comm.	S.W. Rural Energy Task Force
Labor Management Committee	Highway 15 Coalition

Activities relating to Ditches under the Jurisdiction of the County Board, or under Jurisdiction of a Joint County Ditch Authority.

For such committee, board, or commissioner work or meetings which may be required by law or which is authorized by the Board of County Commissioners, providing that such work, service or activity is authorized by Board action prior to the performance of such work, service or activity.

3. No Commissioner may receive an amount greater than one full per diem payment on any one day. A Commissioner may accept or claim less than the full per diem. If a per diem is paid by another entity or authority for work, service, or activity permitted by this resolution, Martin County shall not pay

a per diem for the same work, service or activity.

4. That in addition to the salary and per diems set forth herein, each individual County Commissioner may be paid his or her actual and necessary expenses and the County mileage allowance, according to County Policy when traveling on official business authorized by Board action.

Motion was made by Commissioner Pierce, seconded by Commissioner Donnelly and unanimously carried, for the adoption of said resolution.

Dated this 10th day of December 2004.

**BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN**

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**Jack Potter, Chair**

**ATTEST:** \_\_\_\_\_  
**Scott Higgins, County Coordinator**

AYES: Commissioners Potter, Pierce, Schmidtke, Donnelly and Boler.  
NAYS: None. Said Resolution was duly adopted and approved this 10<sup>th</sup> day of December 2004.

Discussion ensued on expanding the Friday and Saturday hours of the Martin County Express transit system. The Martin County Express currently ends service at 6 p.m. Fridays and service 8 a.m to 2 p.m on Saturdays. The Martin County commissioners are considering expanding the hours until 2 a.m. Higgins stated that recruiting drivers willing to work from 7pm-2am is the biggest issue at this point.

Commissioner Pierce stated his concern for the bar and restaurant owners. Expanded service on Friday and Saturdays would help area restaurants/bars.

Commissioner Boler pointed out that the extended service hours would not be just for bar patrons but also for people who want to go shopping or out to eat on Friday and Saturday.

Higgins stated that before the transit service hours can be increased the Board would need to give final approval and amend the purchase of service agreement with Fairlakes Taxi, Inc.

Higgins informed the Board that the County Purchasing and Building Committee is recommending that there be no smoking at any of the entrances to the Courthouse or the south entrance of the Security Building. Higgins further stated that it is the recommendation to designate the new smoking area between the Security Building and Courthouse near the sallyport door.

Motion was made by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve a new policy change regarding designated smoking areas and that there will be no smoking in front of any entrance to the Courthouse and the south entrance to the Security Building and that the new designated smoking area is to be between the Courthouse and Security Building near the sallyport garage door and will be signed accordingly; this is for all County, Court and City staff; the policy will become effective December 20, 2004. Carried unanimously.

The Board gave their reports and reviewed their calendars of previous and upcoming meetings and activities.

With no further business, to wit, motion by Commissioner Boler, seconded by Commissioner Donnelly to adjourn the meeting of the regular Board of Commissioners meeting. Carried unanimously. Meeting adjourned at 11:20 a.m. Dated this 10<sup>th</sup> day of December 2004.

The Board of Commissioners convened in a quarterly joint meeting with the Martin County Soil and Water Conservation District (SWCD) at 12:00pm. All Commissioners present, and Scott Higgins, County Coordinator, James Forshee, Auditor/Treasurer, and SWCD Board members, Jerry Voyles, SWCD Director and Darren Newville, SWCD Technician.

Voyles presented year end review of the SWCD activities including implementation of the Martin County Water Plan, administration of the Wetland Conservation Act (WCA), and County Feedlot Inspections. Voyles reviewed the Natural Resources Block Grant award from the Minnesota Pollution Control Agency (MPCA). Voyles presented Service Agreements for County Board of Commissioner approval at their next regular meeting.

No further business to wit, meeting was adjourned.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Jack Potter, Chair

ATTEST: \_\_\_\_\_  
Scott Higgins, County Coordinator