

**PROCEEDINGS OF THE MARTIN
COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 15, 2005
@ 9:00 A.M.**

The meeting was called to order at 9:00 a.m. by Chairman Dan Schmidtke. Commissioners present were Steve Donnelly, Steve Pierce, Jack Potter and Gerald Boler.

Also present were Scott Higgins, County Coordinator, Kevin Peyman, County Highway Engineer, Jim Hallstrom, County Assessor, Mike Humpal, Assistant Fairmont City Administrator, Mark Bauman, Director Prairieland Compost Facility, Christine Rupp, Fairmont Sentinel, Terry Viesselman, County Attorney, Faye O'Sell, Administrative Assistant, Julie Walters, Administrative Assistant, members of the public.

Chairman Schmidtke introduced and welcomed Julie Walters as the new Administrative Assistant and gave a short background of her work history.

Motion by Commissioner Donnelly, seconded by Commissioner Potter to approve the Agenda with the following additions: 7. (a) Consideration for approval of Liquor License-Sunday Sales for Rose Lake Golf Club 7. (b) Consideration and approval of application for Non-intoxicating Malt Liquor License Off Sale and On Sale for Merritt & Janice Dale d/b/a State Line Store 11. 11. (j) Approve and Authorize Letter to Legislative Representatives Regarding Use of Appleton Prison. Carried unanimously.

Motion was made by Commissioner Donnelly, seconded by Commissioner Boler to approve the minutes of the Special Meeting of February 28th, 2005, and the Regular Meeting of the March 1st, 2005 Board of Commissioners meeting. Carried unanimously.

Mike Humpal, Assistant City of Fairmont Administrator, was present to update the Commissioners on the Southern Minnesota Educational Campus (SMEC). Humpal gave a brief background of what SMEC would bring to the community and asked the Board of Commissioners if they would consider some sort of financial assistance for Educational facility. Commissioner Potter asked what type of commitment the City was asking for and Humpal responded the City is not asking for a specific amount, just what the Board of Commissioners and Martin County felt they could commit to over the next 1-5 years. Commissioner Pierce stated that SMEC was the most exciting thing to happen in Fairmont in a long time and will try to agree on some level of commitment. After discussion, it was decided to set up a tour time of SMEC. Chairman Schmidtke thanked Humpal for his presentation.

Terry Viesselman, Martin County Attorney, was present and reported to the Board that the abstracts for the proposed Transit Facility building would be completed by the closing date of March 24, 2005. With no further matters to discuss, Chairman Schmidtke thanked Viesselman for his report.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners upon the recommendation of the County Engineer, approve a merit increase per the AFSCME Highway Union Contract for Chad Winchester, Maintenance Specialist I, from Grade 10, Step 1 at \$13.43/hour to Grade 10 Step 2 at \$13.76/hour, effective March 1, 2005. Carried unanimously.

Kevin Peyman, County Engineer, stated that the Bid Letting for the following projects: SAP 46-612-11, SAP 46-622-04, SAP 46-644-12 and parking lot paving CP 05:02. was held on Friday, March 11, 2005 at 10:00 a.m. at the Martin County Highway Department, Fairmont, MN. Four bids were received,

Southern Minnesota Construction, Mankato, MN	Bid Amount Of	\$1,194,953.40
Central Specialties, Alexandria, MN	Bid Amount Of	\$1,196,718.31
Duinick Brothers, Prinsburg, MN	Bid Amount Of	\$1,342,732.67
Kruse Paving, Lakefield, MN	Bid Amount Of	\$1,393,888.22

Peyman, recommended approval to award contracts for construction projects SAP 46-612-11, SAP 46-622-04, SAP 46-644-12 and parking lot paving CP 05:02 to Southern Minnesota Construction, Mankato, MN.

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners upon the recommendation of the County Engineer, hereby approve and award the low bid for construction projects SAP 46-612-11, SAP 46-622-04, SAP 46-644-12 and parking lot paving CP 05:02 to Southern Minnesota Construction out of Mankato in the amount of \$1,194,953.40; and to authorize the Chair and County staff to sign and execute the necessary documents for the listed projects. Carried unanimously.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Whereas the Agreement for the Sale of Gravel between David Whitehead and the County of Martin for the following described 24.29 acre tract of land in the West Half of Section 8, T101N R32W; and

Whereas, There is a deposit of gravel (15,000 – 20,000 tons) located on this described tract of land that County of Martin is interested in purchasing and David Whitehead is interested in selling. Said land has an old house and building on site. Building removals, well capping and miscellaneous cleanup are the responsibility of David Whitehead and will need to be done by or before July 1, 2005.

Therefore, Be It Resolved that the Martin County Board of Commissioners upon the recommendation of the County Engineer, approve the Agreement for the Sale of Gravel for \$1.00/ton and that if any gravel remains on the premises after calendar year 2008, the rent shall be \$150/acre. Carried unanimously.

Peyman requested approval to purchase a new Tandem Truck for the Highway Department to replace Unit #23.

Motion by Commissioner Donnelly, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners and upon the recommendation of the County Engineer, Approve Purchase of a 2005 Tandem Truck from Boyer of St. Paul, MN. The truck is a Sterling LT9500 with a Mercedes Benz 370 HP engine for \$81,757 to replace Unit #23. Carried unanimously.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners upon the recommendation of the County Engineer, to approve various local civic organizations for Roadside Pickup of Trash and other debris in county ditches at a cost of \$10.00/Mile at the discretion of the County Engineer. Carried unanimously.

With no further Highway business, Chairman Schmidtke thanked Peyman for his report.

At this time, the Board recognized and presented Faye O'Sell with the gift of a wall clock inscribed with Faye's years of faithful and dedicated years of service to the County from July 25, 1979 to March 25, 2005. The Board congratulated Faye and wished her well on her retirement.

The Board recessed at 9:50 a.m.

The Board reconvened at 10:00 a.m.

Mark Bauman, Director Prairieland Compost Facility, was present to request approval of the Prairieland bills because the Prairieland Joint Powers Board is not meeting this month.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be It Resolved the Martin County Board of Commissioners approve the March 2005 Prairieland bills as presented. Carried unanimously.

Higgins presented the applications for Non-Intoxicating Malt Liquor License (on & off sale) for Merritt and Janice Dale, d/b/a State Line Store and the Fox Lake Gold Club in Sherburn, MN, and Liquor License-Sunday Sales for Rose Lake Golf Club.

Motion by Commissioner Potter, seconded by Commissioner Boler, Be It Resolved, that the Martin County Board of Commissioners hereby approved the applications for Non-Intoxicating Malt Liquor License (on & off sale) for Merritt and Janice Dale, d/b/a State Line Store, contingent upon receiving proof of insurance or required affidavit, and Fox Lake Golf Club in Sherburn, MN contingent upon receiving proof of insurance or required affidavit, and Liquor License – Sunday Sales for Rose Lake Golf Club for 2005. Carried unanimously.

Higgins presented the Annual County Boat and Water Safety Agreement. Higgins stated that the County is projected to receive \$3,942 for the fiscal year. After discussion,

R-#19/'05

RESOLUTION

AUTHORIZING EXECUTION OF ANNUAL COUNTY BOAT AND WATER SAFETY AGREEMENT:

BE IT RESOLVED THAT Martin County enter into a grant agreement with the Minnesota Department of Natural Resources for \$3,942.00 for the program entitled County Boat and Water Safety for FY 2005.

BE IT FURTHER RESOLVED that Sheriff Brad Gerhardt and Chairman of the Board of Commissioners Dan Schmidtke are hereby authorized to execute and sign such grant agreement on behalf of Martin County.

Motion made by Commissioner Donnelly, seconded by Commissioner Potter, and duly adopted this 15th day of March, 2005.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Dan Schmidtke, Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll call: AYES: Commissioners Schmidtke, Pierce, Boler, Potter and Donnelly.
NAYES: None. Passed and approved this 15th day of March, 2005.

Discussion ensued concerning need for county financial assistance for the exploration and testing of water availability for a proposed economic development project near City of Welcome. Higgins stated that the county has already approved and allocated \$50,000 toward water exploration and request is for an additional \$50,000 not to exceed \$100,000 for the exploration and testing for water capacity for the proposed project. After discussion,

Motion by Commissioner Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners after having approved an initial \$50,000 for water exploration and test wells to determine capacity of water for a proposed economic development project near the City of Welcome, hereby approve an additional \$50,000 not to exceed \$100,000 toward expenditures in the exploration of needed water and test wells for the proposed project. Carried unanimously.

Scott Higgins, County Coordinator, requested approval of Tuck Pointing and Cleaning of Courthouse. Higgins stated that county staff obtained a quote from Karr Tuck Pointing,

Inc., Vinton, IA for a full cleaning and needed masonry repair work for the Courthouse, a second quote was received from Jetter Clean, Inc for stone cleaning and algae removal only. Higgins informed the Board that Jetter Clean, Inc. did not do masonry repair.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners approve the quote received from Karr Tuck Pointing, Inc., Vinton, IA in the amount of \$44,245 and to authorize the Chair to sign the required agreements and other necessary documents needed for the work to begin. Carried unanimously.

Scott Higgins, County Coordinator, requested approval of Refurbishing Dome Paintings in the courthouse. Higgins stated that the Courthouse dome paintings (murals) are in need of cleaning and repair and that the Building Committee has been working approximately the last two years with other government agencies and staff in obtaining quotes and researching artist companies who do this line of work. Higgins stated that after much research, two artist companies (individuals) were found. Higgins recommended Board approval for the proposal from Van Oel Evans and Company (Rick Van Oel), Des Moines, IA as follows for consideration:

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|---------|-------------|---|
| Plan A: | \$29,290.00 | Removal of one canvas, touch-ups on the other three and the medallions. Scaffolding NOT included. |
| Plan B: | \$40,980.00 | Removal and repainting of three canvases, touch-ups on remaining canvas and medallions. Scaffolding NOT included. |
| Plan C: | \$15,160.00 | Repair cracks and subsequent in-painting of the canvas "Inspiration" and the over-painting of previous touch-ups and in-painting of the other three. Scaffolding INCLUDED. |

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, after much research and review of prospective artist companies for the restoration of the dome paintings in the Martin County Courthouse, approve the proposal from Van Oel Evans and Company, Des Moines, IA with "Plan C"; and to authorize the Chair to sign Artist's Agreement for Conservation Work of the Courthouse dome paintings. Carried unanimously.

Commissioner Donnelly reported to the Board that he would recommend the Board send a letter to State Representative Gunther and State Senator Julie Rosen regarding the Appleton, MN prison. Donnelly stated that it is his understanding that the Appleton prison facility is a perfectly good prison and not being used to its fullest extent. The prison houses 1,700 beds and there are approximately only 300 filled. It is his understanding that the State does not want to take prisoners to Appleton due to the travel distance for family and friends. After brief discussion,

Motion by Commissioner Pierce, seconded by Donnelly, Be It Resolved that the Martin County Board of Commissioners approve and authorize the Chair to send a letter to Representative Robert Gunther and State Senator Julie Rosen, and other responsible State Agencies, stating the Board's concerns about the Appleton Prison being underutilized because of concern that the Prison is located in too rural of an area, therefore not being utilized because of potential inconvenience to metro area. Carried unanimously.

Scott Higgins, County Coordinator, requested approval of the Bills with one additional bill for payment of Fairlakes Taxi in the amount of \$28,034.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be it Resolved that the Martin County Board of Commissioners approve the bills for March 2005 as presented by the Auditor/Treasurer and Highway Department and to include payment to Fairlakes Taxi, Inc in the amount of \$28, 034. Carried unanimously.

Warrant received and paid 3-15-05 are registered on file in the Auditor/Treasurers office

As follows:

Revenue Fund – Warrants Approved 3-15-05	Totaled	\$180,545.80
Park & Recreation Fund		\$ 6,700.81
Enhanced 9-1-1 Fund		\$ 558.83
Law Library Fund		\$ 332.48
Martin County Transit Fund		\$ 32,410.68
Building-CIP Fund		\$ 2,395.53
Bank Building Fund		\$ 2,506.18
Debt Service Fund		\$ 402.50
Debt Service – Prairieland		\$ 6,800.00
Recreation and Safety Fund		\$ 3,773.24
Ind. Sewage Treatment Sys. Loan FD (ISTS)		<u>\$ 7,685.30</u>

GRAND TOTAL \$244,111.35

Martin County Ditch Fund – Warrants Totaled	\$ 30,827.16
Road and Bridge Fund – Warrants Totaled	\$ 36,827.85

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

The next regular meeting of the Martin County Board of Commissioners will be Tuesday, April 5th, 2005 @ 9:00 a.m. in the Martin County Commissioners Room.

With no further business to wit, Motion by Commissioner Donnelly, seconded by Commissioner Potter to adjourn the meeting. Carried unanimously. Meeting adjourned at 10:55 a.m.

**BOARD OF COMMISSIONERS
MARTIN COUNTY, MN**

Dan Schmidtke, Chair

ATTEST: _____
Scott Higgins, County Coordinator