

PROCEEDINGS OF THE MARTIN
COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 2, 2007
@ 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 Boler.

Those present were Commissioners Pierce, Donnelly, Boler, Potter, and Schmidtke. 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, Rod Halvorsen, KSUM/KFMC Radio, Jennifer Brookens, Sentinel Newspaper, Julie Walters, Administrative Assistant, and members of staff.

Commissioner Boler called for nominations for Chair for the year 2007.

Commissioner Donnelly nominated Jack Potter for Chairman.

Commissioner Boler called for any other nominations. There were none.

Motion by Commissioner Donnelly, seconded by Commissioner Pierce, to cast a unanimous ballot for Jack Potter as Chairman for 2007. All voting in favor. Motion carried.

Chairman Jack Potter asked for nominations for Vice-Chair.

Commissioner Schmidtke nominated Steve Pierce as Vice-Chair.

Chairman Potter called for any other nominations. There were none.

Motion by Commissioner Schmidtke to cease nominations and to cast a unanimous ballot for Steve Pierce as Vice-Chairman for 2007. All voting in favor. Motion carried.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda with the following addition: Review CY2007 Budget Change. Carried unanimously.

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the December 7, 2006 and December 19, 2006 regular Board of Commissioners meetings as presented. Carried unanimously.

Terry Viesselman, Martin County Attorney, was present to introduce Christopher Smith, newly appointed Assistant County Attorney. Viesselman presented a resolution to the Board naming Mr. Smith as a Martin County Assistant County Attorney.

Motion by Commissioner Boler, seconded by Commissioner Donnelly,

R-#8/'07

STATE OF MINNESOTA)
) ss.
COUNTY OF MARTIN)

RESOLUTION

Be It Resolved, upon the request of Terry W. Viesselman, Martin County Attorney that the Martin County Board of Commissioners of Martin County consents to the appointment of Christopher Smith as Assistant County Attorney. This appointment to be effective upon the signing and filing of the other as required by law.

Motion by Commissioner Boler, seconded by Commissioner Donnelly, passed and approved this 2nd day of January, 2007. Carried unanimously.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Jack Potter, Chair

ATTEST: _____
James Forshee
Martin County Auditor/Treasurer

Roll Call AYES: Commissioners Pierce, Schmidtke, Donnelly, Boler, and Potter.
NAYS: None. Duly passed and adopted this 2nd day of January, 2007.

Kevin Peyman, Martin County Highway Engineer, reported on final contract for SAP 46-599-65 Fairmont Township Bridge Replacement and SAP 46-599-66 Jay Township Bridge Replacement. Peyman stated final examination has been made, contract has been completed, and the entire amount of work has been performed. Peyman recommends approval of the final contract for Midwest Contracting of Marshall, MN in the amount of \$201,886.32.

Motion by Commissioner Schmidtke, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of Martin County Highway Engineer, hereby approve the final contract payment for SAP 46-599-65 Fairmont Township Bridge Replacement and SAP 46-599-66 Jay Township Bridge Replacement to Midwest Contracting of Marshall, MN in the amount of \$201,886.32. Carried unanimously.

Peyman stated the Martin County Highway Department had advertised for bids for the sale of a 1985 Bobcat Skid Loader, Unit #73, Model 843 with 2,198 hours, Perkins diesel engine, and 66" dirt bucket. Peyman noted this Bobcat skid loader was replaced with a new CAT Skid Loader with tracks and the new unit is working very well. Peyman went on to state that a total of eight (8) bids were received and that the high bid was \$7,029 from Wesley Strausser of Welcome, MN. Peyman noted that while this amount is less than what they thought they would receive, he recommends selling to highest bidder rather than have it go through the re-bidding process.

1985 Bobcat Skid Loader Bid Summary

1.	Wesley Strausser	\$7,029
2.	Dale Moeller	\$6,830
3.	Witte Bros.	\$6,210
4.	Clint Winter	\$5,506.28
5.	David Hartle	\$5,225
6.	Bill Rotterman	\$5,127
7.	Richard Johnson	\$4,701
8.	Randy Bell	\$4,600

Motion by Commissioner Donnelly, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of Martin County Highway Engineer, hereby approve and authorize award of bid received for purchase of 1985 Bobcat Skid Loader, Model 843, Unit #73 to Wesley Strausser of Welcome, MN in the amount of \$7,029. Carried unanimously.

Peyman presented the Board with a draft County Park Ordinance to establish a County Parks Commission, govern the operation of the County Parks System, and establish the duties and authority of the Parks Commission as authorized by MS 398.36. Peyman stated the draft is for the Board to review before the upcoming public hearing.

It was decided by consensus of the Board the public hearing for the County Park Ordinance establishing the County Parks Commission will be held during the regular Board of Commissioner meeting to be held on February 6, 2007.

Peyman next presented a request to advertise and recruit to fill the new additional Maintenance Specialist I position for the Martin County Highway Department. The additional position is needed for snow removal, and should help save on departmental overtime costs, and will allow the Department to get more work done throughout the

year. For a number of years now, the Department has not filled this position. Peyman further stated that the new position is included in the 2007 budget. After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of Martin County Highway Engineer, hereby approve and authorize recruitment of a Maintenance Specialist I position for the Martin County Highway Department. Carried unanimously.

Peyman stated a joint meeting will be held with Minnesota Department of Transportation (MN/DOT) personnel today, for a noon meeting to discuss the Trunk Highway # 262 turn back (south of Granada) and County Road 39 (where the Fairmont ethanol plant is being constructed).

Discussion ensued regarding the use of corn based de-icer. Peyman stated that the Department is looking into the use of this product.

Scott Higgins, Martin County Coordinator, stated Tobacco License applications have been received from various establishments throughout the county and requested Board approval of the Tobacco License applications contingent upon receiving the required documents.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly,

R-#7/'07

RESOLUTION

ISSUANCE OF TOBACCO LICENSE FOR 2007

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 license for the following Retail Establishments, and valid for the year 2007; contingent upon receiving required documents:

License Approved for:

- NuWay Cooperative, d/b/a Numart/Cenex – Welcome, MN
- NuWay Cooperative, d/b/a Numart/Cenex – Trimont, MN
- Gerald Buchan, d/b/a Buke’s Place – Ceylon, MN
- Keeha Anderson, d/b/a Trimont Liquor Store – Trimont, MN

Upon this motion made by Commissioner Pierce, seconded by Commissioner Donnelly, was duly made and passed this 2nd day of January, 2007.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Boler, Schmidtke, Pierce, Donnelly, and Potter.
NAYS: None. Duly passed and adopted this 2nd day of January, 2007.

Sheriff Brad Gerhardt and Captain Brad Hady, Martin County Sheriff’s Office, presented the Sheriff’s Office update that included: recent involvement in domestic standoff outside of Amboy, MN; Communications trucks are in final stages of construction; Jail planning process is down to the last few final months; continuing with Pandemic Flu planning; recommend having a liaison to work with Midwest Monitoring from the Martin County Jail and recommend Michelle Bell be assigned as liaison to help with violations and tracking of clients. Bell’s title will change from “EHM Director” to “EHM Liaison”; however, the override pay will not increase.

Gerhardt continued with his recommendation for reclassification of the Assistant EHM Director position in the Martin County Sheriff’s Office back to a Corrections Officer due to Midwest Monitoring taking over EHM services effective January 1, 2007.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the reclassification of Tamra Wohlhuter, Assistant EHM Director at \$19.14/hour to Corrections Officer at \$18.71/hour effective January 1, 2007. Carried unanimously.

Higgins stated the Sheriff's Department is recommending the hire of a part-time Communications Officer to replace a part-time officer that recently resigned and that the new hire is contingent upon successful and satisfactory background check to the county.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the hire of Teresa Boltjes as part-time Communications Officer for the Martin County Sheriff's Office effective December 20, 2006 at \$14.56/hour, not eligible for benefits; and contingent upon satisfactory background check. Carried unanimously.

Discussion ensued regarding law enforcement service levels with City of Ceylon.

Higgins opened discussion regarding the \$10.50 per day standard monitoring "RF" fee included in the Agreement for Professional Services between Midwest Monitoring & Surveillance, Inc. & Martin County. Higgins went on to note that on the first draft received from Midwest Monitoring, standard monitoring services were at \$5.50 per day and current agreements calls for services of \$10.50 per day.

Tanya Skow, Assistant Jail Administrator, was present and stated that the original proposal of \$5.50/day was if they (Midwest Monitoring) were going to assist Martin County in running our monitoring system. Skow went on to note that the \$10.50/day is if they (Midwest Monitoring) are running the program with no assistance from Martin County. Skow continued that while Midwest Monitoring is now running the program, Martin County is still required to handle referrals and have a point of contact for violators.

Warren Knudson, Director of the Faribault/Martin Humans Services and Collaborative Manager of Family Services Collaborative of Faribault & Martin Counties, was present and stated that the Family Service Collaborative, in cooperation with Corrections' personnel, utilizes electronic home monitoring program to keep children in their homes and avoid out of home placements. Knudson went on to state that one of the priorities that remains in the Collaborative budget is funding for electronic home monitoring. Knudson noted the Collaborative has been paying the \$15.00 daily rate less a sliding scale amount that is charged to the parents of the child. Knudson continued that as Collaborative Manager, he is requesting that the Collaborative be charged for Electronic Home Monitoring (EHM) at Martin County's cost, which is \$10.50 per day with the transition to Midwest Monitoring. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize request from Family Services Collaborative of Faribault and Martin Counties to be charged Electronic Home Monitoring (EHM) service fees at Martin County's cost which has been identified at \$10.50 per day, effective January 1, 2007. Carried unanimously.

Discussion ensued pertaining to increasing offender per day fees for monitoring services performed by Midwest Monitoring by \$5.00 noting that the \$5.00 fee will be a decrease for some monitoring services at the current levels. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize fee increase of \$5.00 to each monitoring service performed by Midwest Monitoring & Surveillance, Inc. (Fairmont) effective January 1, 2007 as follows: Standard Monitoring "RF" from \$10.50/day to \$15.50/day; Breath Alcohol Monitoring Only from \$10.50/day to \$15.50/day; Transdermal Alcohol Monitoring Only from \$12.50/day to \$17.50/day; Standard Monitoring "RF" with/Breath Alcohol from \$12.50/day to \$17.50/day; Passive GPS Tracking from \$12.50/day to \$17.50/day; Active GPS from \$14.00/day to \$19.00/day; and Active & Sobriotor from \$12.50/day to \$17.50/day. Carried unanimously.

The Board recessed at 10:05 a.m.

The Board reconvened at 10:15 a.m.

Discussion ensued regarding proposed resolution that a bounty of one dollar (\$1.00) be placed on each pocket gopher destroyed in the County of Martin during the year 2007 pursuant to M.S.A. 1957 Section 348.12, and whether or not a bounty could be imposed upon coyotes and beavers.

By consensus of the Board, no action was taken on the Resolution setting a one dollar (\$1.00) bounty on pocket gophers.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby request Martin County Attorney to review statute and provide a legal opinion pertaining to establishing a bounty on coyotes and beavers within Martin County. Carried unanimously.

Pam Flitter, Zoning Official, was present on behalf of the Martin County Planning Commission to request an increase in per diems. The Commission discussed the matter during their last meeting on December 19th, 2006. Flitter went on to state that currently the Commission members receive \$30 per meeting plus mileage and \$30 for site visits plus mileage. Flitter then reviewed a survey of per diems received by Planning Commissions of surrounding counties which included the counties of Jackson, Cottonwood, Blue Earth, Faribault, Brown and Watonwan. Flitter continued that the Planning Commission proposes \$30.00 per meeting and \$30.00 for the first site visit with \$10.00 for each additional site visit, plus mileage. Flitter noted the entire Planning Commission Board agreed and requested that Flitter come before the Martin County Board of Commissioners and request the increase. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize increasing the 2007 Martin County Planning Commission per diems to \$30.00 per

meeting; and \$30.00 for the first inspection; and \$10.00 for each inspection thereafter, plus mileage effective January 2, 2007. Carried unanimously.

Higgins presented the following resolutions for Board consideration and approval:

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke,

R-#2/'07

RESOLUTION

MACHINE-SIGNED SIGNATURES AND DEPOSITORY DESIGNATIONS

BE IT RESOLVED, that the banks listed below are designated depositories of Martin County.

Profinium Financial	Farmers State Bank of Trimont/Dunnell
State Bank of Fairmont	Bank Midwest
Farmers State Bank of Trimont	US Bank
Triumph State Bank	Profinium Financial of Truman
Ormsby State Bank	Welcome State Bank
State Bank of Ceylon	Farmers State Bank of Sherburn

It is thereby requested, authorized and directed to honor checks, drafts or other orders for the payment of money drawn in this County's name, including those drawn to the individual order of any person or persons whose name or names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature(s) or signatures of any of the following:

Jim Forshee, Auditor/Treasurer

Jack Potter, Board Chair

And the above named banks shall be entitled to honor and to charge Martin County for all such checks, drafts or other orders, regardless of by whom or by what means the facsimile signature or signatures thereon may have been affixed thereto if such facsimile signature or signatures resemble the facsimile specimens duly certified to or filed with Profinium Financial by the Clerk of the Board or other Officer of Martin County.

BE IT FURTHER RESOLVED, That any and all resolutions heretofore adopted by the Board of Commissioners of this County and certified to Profinium Financial or other institutions listed above as governing the operation of this corporation's account(s) with it be and are hereby continued in full force and effect, except as the same may be supplemented or modified by the foregoing part of this resolution.

Commissioner Pierce, seconded by Commissioner Schmidtke, made motion and unanimously carried this 2nd day of January, 2007.

IN WITNESS WHEREOF, I have hereunto subscribed by name as Clerk of the Board and have caused the County seal of Martin County to be hereunto affixed this 2nd day of January, 2007.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Attest: _____
Scott Higgins, County Coordinator

Board Chair

Roll Call AYES: Commissioners Boler, Donnelly, Schmidtke, Pierce, and Potter.
NAYS: None. Duly passed and adopted this 2nd day of January, 2007.

Motion by Commissioner Boler, seconded by Commissioner Donnelly,

R-#3/07

RESOLUTION

EMPLOYEE EXPENSES:

BE IT RESOLVED, that all County employees be authorized to be reimbursed the sum consistent with IRS allowable rate, and this rate will remain in place for 2007 for travel on official business by private transportation at the Internal Revenue announced mileage rate of \$0.485 cents per mile effective January 1, 2007 and be further reimbursed for such other expenses as are necessarily and actually incurred on official business during the year 2007.

BE IT FUTHER RESOLVED, that there be a meal allowance of \$30.00 a day with no individual meal to exceed \$15.00.

FOREGOING, was upon motion made by Commissioner Boler, seconded by Commissioner Donnelly, and unanimously carried, duly passed and adopted this 2nd day of January, 2007.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Pierce, Schmidtke, Donnelly, Boler, and Potter.
NAYS: None. Duly passed and adopted this 2nd day of January, 2007.

Motion by Commissioner Schmidtke, seconded by Commissioner Boler,

R-#4/'07

RESOLUTION FOR LABOR HOURLY RATES IN CONNECTION
WITH JUDICIAL AND COUNTY DITCH MINOR
REPAIRS AND MAINTENANCE

RE IT RESOLVED that Martin County as drainage authority for Judicial and County ditches receives request from landowners to do minor repairs and maintenance themselves and to be compensated by the drainage system. That such minor repairs and maintenance are often done when time is of the essence and contractors are not readily available. In addition, such minor repairs and maintenance results in repairs being done in a timely manner and often at a reduced cost.

NOW THEREFORE, BE IT RESOLVED that Martin County will pay at a rate of \$12.00 per hour for hand labor done by landowners in connection with minor repairs and maintenance to judicial and county ditch systems for the year 2006 and be it resolved that a maximum of \$20.00 per hour be set for tractor and loader or skid loader and \$15.00 per day and \$7.50 per half day for chainsaw, and be it resolved that such payments are under the following specific conditions:

1. That those conducting the work are not employees of the County;
2. That those workers specifically understand and agree that they are not covered by Worker's Compensation Insurance through the County;
3. That any damage to equipment used is the sole responsibility of the owner, sole-proprietor and/or operator and is not the responsibility of Martin County;
4. That those individuals who conduct any type of work in connection with Judicial or County Ditch Drainage Systems are required to have on file a Certificate of Insurance of all required coverage's before work commences including, but not limited to, a Certificate of Insurance for general liability coverage that shall include "products/completed operations" coverage with length of time to be determined by the County, to be signed by the authorized insurer defining coverage, and the Certificate should include a 60 day written Notice to Cancel, Suspend or Reduce; all limits of coverage to be determined by the County.
5. That a Hold Harmless and Indemnification Agreement, along with all their required documents, must be signed by those doing the work before any work commences on the drainage systems. The worker shall hold harmless and indemnify the County for any claims of any nature resulting from work being done on the county or judicial drainage systems.
6. That a W-9 shall be provided;
7. That no work shall be done on county or judicial ditch systems without the above requirements being met and without specific authorization of the Martin County Ditch Authority;

8. That upon completion of any minor repairs or maintenance to the judicial or county ditch system, a specific written description of the work and location of work done shall be submitted to the ditch authority for filing in the proper ditch file. That no payment shall be made until all requirements are met.
9. All necessary documents above described must be filed with the Martin County Auditor/Treasurers Office before any work commences on the county judicial or county drainage systems.

Upon a Motion made by Commissioner Schmidtke, seconded by Commissioner Boler, and unanimously carried;

Said Resolution was adopted this 2nd day of January, 2007.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MINNESOTA

Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

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

NAYS: None. Duly passed and adopted this 2nd day of January, 2007.

Higgins stated that annually the Official County Newspaper is to be designated at the first regular Board meeting of the New Year. Higgins went on to state that bids were received and opened at the Board of Commissioners meeting on December 19, 2006 from The Fairmont Photo Press and Sentinel Newspaper. Higgins reviewed the bid comparison form noting that bids received from both newspapers for 2007 had remained the same as bid for 2006 and upon such review of bids received; the apparent low bid was received from The Fairmont Photo Press.

Discussion ensued regarding newspaper bids received, including: one of the drawbacks of Fairmont Photo Press is their weekly publication vs. the Sentinel's daily publication; increase in publication costs by placing notices in the Sentinel for coverage; and the daily exposure value in the Sentinel daily publication would help better serve the citizens; may be quicker exposure and not necessarily more exposure. After much further discussion,
R#6/'07

Resolution Awarding the Official Newspaper Bid and Designating Fairmont Photo Press
as the Official Newspaper for the Year 2007

Motion by Commissioner Boler, seconded by Commissioner Schmidtke,

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 2007 on December 19, 2006, and subsequent review thereof, the Fairmont Photo Press be and hereby designated as the Official Newspaper for Martin County for the year 2007, for the purposes and at the rates as set forth as follows:

- Publication of Delinquent tax list \$6.00 per column inch
- Publication of Official Board Proceedings \$6.00 per column inch
- First Publication of Financial Statement \$4.00 per column inch
- Second Publication of Financial Statement \$.05

Fairmont Photo Press has a certified circulation of 10,077 subscribers residing in Martin County.

BOARD OF COMMISSIONERS
MARTIN COUNTY

Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Boler and Schmidtke. NAYS: Commissioners Donnelly, Pierce, and Potter. Motion Failed.

R#6/'07

Resolution Awarding the Official Newspaper Bid and Designating the Sentinel Newspaper as the Official Newspaper for the Year 2007

Motion by Commissioner Pierce, seconded by Commissioner Donnelly,

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 2007 on December 19, 2006, and subsequent review thereof, the Sentinel Newspaper be and hereby designated as the Official Newspaper for Martin County for the year 2007, for the purposes and at the rates as set forth as follows:

- Publication of Delinquent tax list \$6.20 per column inch
- Publication of Official Board Proceedings \$6.20 per column inch
- First Publication of Financial Statement \$3.00 + \$300 for 8,000 overrun per column inch
- Second Publication of Financial Statement \$.043

Sentinel Newspaper has a certified circulation of 5,429 – 9,005 Total subscribers residing in Martin County.

BOARD OF COMMISSIONERS
MARTIN COUNTY

Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Pierce, Donnelly, and Potter. NAYS: Commissioners Boler and Schmidtke. Duly passed and adopted this 2nd day of January, 2007.

Commissioner Boler requests that County Coordinator to furnish the Board with a cost comparisons between 2006 and 2005.

Higgins stated the County Board is required per Minnesota Statutes to set dates and locations for regularly conducted Board meetings. Traditionally the Board has met the first and third Tuesday of each month. Meetings are held in the 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 Donnelly, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby approve the 2007 County Board Regularly Scheduled Meeting Dates, Times, and Location as presented, with the exception of the December 6th, 2007 Truth in Taxation meeting which is to be incorporated into the regular Board of Commissioner meeting on December 4th, 2007. Carried unanimously.

2007 - County Board of Commissioners Regularly Scheduled
Meeting Dates, Times, and Location

The County Board is required per MN Statutes to set dates and locations for regularly conducted Board meetings.

Traditionally the Board has met the first and third Tuesdays of each month. Meetings are held in the 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.

The past meeting schedule (first and third Tuesday's) has worked in the past and should continue to be a good meeting time. Although, it is up to you as a Board to change the meeting times of the Board.

JANUARY - January 2, 2007 at 9:00 a.m. in the Board Room
- January 16, 2007 at 9:00 a.m. in the Board Room

- FEBRUARY - February 6, 2007 at 9:00 a.m. in the Board Room
- February 20, 2007 at 9:00 a.m. in the Board Room

- MARCH - March 6, 2007 at 9:00 a.m. in the Board Room
- March 20, 2007 at 9:00 a.m. in the Board Room

- APRIL - April 3, 2007 at 9:00 a.m. in the Board Room
- April 17, 2007 at 9:00 a.m. in the Board Room

- MAY - May 1, 2007 at 9:00 a.m. in the Board Room
- May 15, 2007 at 9:00 a.m. in the Board Room

- JUNE - June 5, 2007 at 9:00 a.m. in the Board Room
- June 19, 2007 at 9:00 a.m. in the Board Room

- JULY - July 3, 2007 at 9:00 a.m. in the Board Room
- July 17, 2007 at 9:00 a.m. in the Board Room

- AUGUST - August 7, 2007 at 9:00 a.m. in the Board Room
- August 21, 2007 at 9:00 a.m. in the Board Room (Budget Workshops this month)

- SEPTEMBER - September 4, 2007 at 9:00 a.m. in the Board Room (Continue Budget Workshops)
- September 18, 2007 at 9:00 a.m. in the Board Room

- OCTOBER - October 2, 2007 at 9:00 a.m. in the Board Room
- October 16, 2007 at 9:00 a.m. in the Board Room

- NOVEMBER - November 6, 2007 at 9:00 a.m. in the Board Room
- November 20, 2007 at 9:00 a.m. in the Board Room

- DECEMBER - December 6, 2007 – TRUTH IN TAXATION (Thursday) 5:30 p.m. Board Room
- December 4, 2007 at 9:00 a.m. in the Board Room
- December 18, 2007 at 9:00 a.m. in the Board Room

Higgins stated that Beverly Snow, Martin County Drug Court Coordinator, has requested the Martin County Commissioners select two Commissioner Representatives to serve on the monthly Martin County Drug Court Steering Committee. After discussion,

Motion by Commissioner Donnelly, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby respectfully decline request from Martin County Drug Court Coordinator for Commissioner Representatives to serve on the Martin County Drug Court Steering Committee; and to acknowledge Commissioner support of the program; and to request quarterly updates from Martin County Drug Court Coordinator. Carried unanimously.

Higgins presented a request received from the City of Ceylon for financial assistance to help with removal of a dilapidated manufactured home located in Ceylon, MN along with a bid to remove the abandoned mobile home in the amount of \$10,800. The City of Ceylon is asking for consideration from the County for 50% of the cost of the total estimated bid. The mobile home is considered a safety hazard since a fall storm blew a tree onto it.

Commissioner Schmidtke stated that he doesn't have a problem helping Ceylon and thinks the County needs to do something for the City of Ceylon to help them. Schmidtke went on to state that he knows where this trailer sits and has seen the tree that fell through it; however, the County can't help (with this) until the City of Ceylon gets the land deeded over to the City if that is what they choose to do.

Commissioners agreed that the property should be cleaned up as it is dangerous and there are children in the neighborhood and suggested having STS cut the tree out and fence off the area so no one can get in the trailer house. After further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, after careful review and consideration of the request to provide financial assistance to the City of Ceylon for the demolition of a dilapidated manufactured home, hereby denies the City of Ceylon building demolition expense request until such time as legal ownership is determined; and to request Sentence to Serve to cut out the fallen tree and fence off the property. Carried unanimously.

Higgins presented the farm lease agreement between the County of Martin and Tim Maschoff, of Rutland Township, for property in Martin County described as: A tract of land in Government Lot 7 of Section 6, Township 103 North, Range 30 West, containing 10.8 acres of which Maschoff agrees to plow and put in crops not less than 10.8 acres each year during the continuance of this lease. Current lease agreement expires February 28th, 2007. New full lease term is one (1) year from and after the 1st day of March, 2007 and ending the 28th day of February, 2008. Maschoff agrees to pay as rent the sum of \$100/acre or \$1,080 payable on or before March 1, 2007. Higgins let it be known for the record that he has had three individuals contact him expressing their interest in purchasing this property. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign Farm Lease Agreement between Martin County and Tim Maschoff, with the new full lease term of one (1) year from and after the 1st day of March, 2007 and ending the 28th day of February, 2008. Carried unanimously.

Forshee reviewed the CY2007 Budget Change request, noting that a new line item has been established within the general revenue fund for Martin County Drug Court for program reimbursement in the amount of \$85,000. Forshee noted that while this revision does not change the CY2007 Levy, it does affect the resolution establishing the 2007 approved CY2007 Revenues and Expenditures.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize County Auditor/Treasurer to establish Martin County Drug Court budget line item in the amount of \$85,000 for program reimbursement at no cost to Martin County; thereby increasing the 2007 Fund Expenditures from \$18,559,839 to \$18,644,839 and increasing the 2007 Fund Revenues from \$18,752,624 to \$18,837,624; with no change to Tax Levy for Year 2007. Carried unanimously.

Higgins presented the audit report for the second bill run in December, 2006 for Board review.

The Board discussed the 2007 Minnesota River Board membership dues invoice received in the amount of \$1,926 representing an increase of \$536 over the 2006 membership dues. No action taken.

The Board discussed the November, 2006 Consolidated Variance Report for AmberField Place and the need for future exploration into the liquidation of same.

John Gibeau, City of Ceylon Mayor, was present to formally ask the Board for financial assistance to help with removal of a dilapidated manufactured home located in Ceylon, MN.

The Board stated that while financial help has been denied until such time as legal ownership is determined, the Board's intent is to work with the City of Ceylon; and will request Sentence to Serve to cut out the fallen tree and fence off the property.

Gibeau was present and reviewed the current Martin County/City of Ceylon Agreement for Law Enforcement Services with the Board. Gibeau stated that while the current Agreement calls for twenty hours per week, perhaps two to four hours of those twenty could be spent in an office at City Hall where the deputy could be accessible to the citizens of Ceylon on a one on one basis. No action taken.

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 Donnelly, seconded by Commissioner Boler, to adjourn the meeting. Carried unanimously. Meeting recessed at 11:40 a.m.

The Board reconvened at 12:05pm all members present, along with James Forshee, Auditor/Treasurer, Kevin Peyman, County Engineer, Scott Higgins, County Coordinator, Doug Haeder, MNDOT District 7 Engineer, to discuss the turn back of Trunk Highway #262 to the County. Haeder reviewed the Districts plan for Trunk Highways throughout the District. Haeder also reviewed the proposed Agreement between MNDOT and the County. After much discussion, it was determined that the Board would consider the Turn back Agreement during their next regularly scheduled meeting.

Meeting adjourned 1:45pm.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Jack Potter, Chair

ATTEST: _____
Scott Higgins, County Coordinator