

PROCEEDINGS OF THE MARTIN  
COUNTY BOARD OF COMMISSIONERS  
TUESDAY, JANUARY 16, 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 Potter.

Those present were Commissioners Schmidtke, Boler, Pierce, Donnelly, and Potter. 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 and public.

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 additions: Set Meeting Date on JD #14 with Viewers; Revised Bid for Radiant Heat at Transit Facility; and Consider Citizen Appointments to the Martin County Park Board. Carried unanimously.

Terry Viesselman, Martin County Attorney, presented a brief update on the Martin County Drug Court program and included: program currently has seven participants from Faribault and Martin Counties; Drug Court was set up the right way in that the only way you get into it (Drug Court) is if the person pleads guilty first, then Drug Court is part of your sentence. Viesselman stated he is satisfied with how the program will be administered and that Drug Court is held every Tuesday at 1:00 p.m. and invites the Martin County Board of Commissioners to sit in and observe.

Scott Higgins, Martin County Coordinator, shared information received from Martin County Drug Court Coordinator, Beverly Snow, that it is not a requirement to have Commissioner Representative serve on the Martin County Drug Court Steering Committee. Higgins went on to state that Snow stated that she had a Commissioner Representative in Chisago County and found it to be beneficial.

Viesselman continued that he did some research and talked to a representative from the Department of Natural Resources (DNR) on the issue of placing a bounty on coyotes and beaver. Viesselman stated he found no statutory authority for a county board to offer a bounty. MN Stat. 348.12 specifically authorizes a county board to place a bounty on gophers or ground squirrels, but does not authorize a bounty on any other type of animal.

Viesselman went on to state the DNR's position is that county boards do not have the authority to authorize bounties on coyotes or beaver. As the DNR pointed out, there are already other avenues to deal with coyotes and beaver if they become a pest.

Kevin Peyman, Martin County Highway Engineer, presented his recommendation for step increase according to union contracts for Accountant/Office Manager, Maintenance Worker I and Maintenance Worker II.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of County Highway Engineer, hereby approve and authorize step increase according to Highway Supervisor’s Association Union Contract for Jill Redenius, Accountant/Office Manager from Grade 13 Step 5 at \$19.50/hour to Grade 13 Step 6 at \$20.00 per hour effective January 1, 2007; and for step increase according to AFSCME Highway Union Contract for Jason Steuber, Maintenance Worker I from Grade 10 Step 5 at \$15.44/hour to Grade 10 Step 6 at \$15.79/hour effective January 1, 2007 and for Darryl Fowler, Maintenance Worker II from Grade 11 Step 10 at \$18.74/hour to Grade 11 Step 11 at \$19.16/hour effective January 1, 2007. Carried unanimously.

Peyman next reviewed bids received for the purchase of a 2007 budgeted Motorgrader. Peyman noted the Highway Department took prices on a new motorgrader and on a rental return. Peyman went on to state the county has a 1996 model with less than 15,000 hours to trade and that the new purchase has been included in the 2007 budget for the replacement unit. Peyman stated the Highway Department looks at and researches a variety of factors when bidding equipment in order to determine the best value for the money. Peyman reviewed the motorgrader bid comparison sheet and noted that the bottom line cost difference in motorgraders between a 2007 (rental return) CAT and 2006 (rental return) John Deere is \$1,698. Peyman continued that he has met with the Highway Department Equipment Committee and reviewed bids paying close attention to fuel economy, service, and trade value differences. Peyman recommends purchase of the 2007 (rental return) CAT 140H from Ziegler CAT of Minneapolis, MN.

## Motorgrader Comparison

9-Jan-07

### Caterpillar 140H

206,901.00	New Machine
-92,550.00	Trade In
114,351.00	
-11,350.00	Rental Return 300 Hrs. or Less ( <b>2007 model</b> )
<b>\$103,001.00</b>	Includes Balance of 60 month/7,500 hour Powertrain Warranty Start Date 11-10-06

### John Deere 770D

180,440.00	New Machine
-74,000.00	Trade In

106,440.00	
-1,064.00	Rear Slide
-550.00	Front Fenders
-873.00	Electronic Corrosion Prevention
<hr/>	
103,953.00	
-9,150.00	Rental Return 300 Hrs. x \$30.50/hour <b>(2006 model)</b>
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94,803.00	
6,500.00	Add Powertrain & Hydr Warranty 7,000 hour/60 month
<b>\$101,303.00</b>	

**\$1,698.00** Cost Difference in the Motorgraders (Rental Return)

Todd Gochanour, representing RDO Implement of Mankato, MN (John Deere bidder) and Ron Haugen, representing Ziegler CAT of Minneapolis, MN were both present and given an opportunity to review bids submitted.

Motion by Commissioner Boler, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, after careful consideration and review of the bids for the Motor Grader between CAT and John Deere models, hereby approve the purchase of a used 2007 Motor Grader from Ziegler CAT of Minneapolis, MN in the amount of \$206,901 less \$92,550 for trade in of Unit #28 less \$11,350 rental return 300 hours or less (2007 model) for total purchase price of \$103,001 plus applicable taxes. All voting in favor: Commissioners Pierce, Potter, Boler, and Schmidtke. Opposed: Commissioner Donnelly. Motion Carried.

Peyman stated the Minnesota Department of Transportation (MNDOT) has approached the State about “turn back” Trunk Highway #262, from Interstate Highway 90 to County State Aid Highway (CSAH) 34 in Granada, as it has been identified for jurisdictional transfer to Martin County. Peyman went on to note that the State had intended to seal coat that portion of Trunk Highway 262 at an estimated cost of \$40,000 and that the County is willing to assume the responsibility of seal coating Trunk Highway #262 as long as the State is willing to pay the County the lump sum amount of \$40,000 for that work. Any needed future roadway and bridge improvements to the transferred highway segment using funds from the County’s future allotments to its County State Aid Highway Funding Program and other sources available to the County. Peyman stated the timeline for transfer is early 2007 and November of 2007 is when the County would actually start maintaining that stretch of road. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that Martin County enter into MN/DOT Agreement No. 87740 with the State of Minnesota, Department of Transportation for the following purposes: To provide for the jurisdictional transfer of Trunk Highway No. 262 from Interstate Trunk Highway No. 90 to County State Aid Highway No. 34 in the City of Granada. It is further resolved that the County Board Chair and the County Coordinator are authorized to execute the

Agreement and any amendments to the Agreement. Carried unanimously.

Higgins stated that union negotiations with the Martin County Highway Supervisors Association Union have been completed and a tentative agreement for Board approval has been reached. Higgins noted the contract is for a duration of three years (2007-2009). Higgins went on to note the following items have been ratified by the union:

1. Wages: General Wage Adjustments (GWA) – to be added to current pay matrix: Year 2007 – 2.5%; Year 2008 – 3%; and Year 2009 – 3%.
2. Health Insurance: The group accepts non-union contribution rates for 2007. For 2008 and 2009, the employer monthly contribution rates for single and family coverage shall be the same for this employee group as for the non-union employees.
3. Includes provisions of the PTO Plan similar to other union contracts

Motion by Commissioner Schmidtke, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby ratify and approve tentative Martin County Highway Supervisors Association Union Contract effective January 1, 2007 through December 31, 2009; and authorize Board Chair to sign the respective Union Agreement for the Martin County Highway Department Supervisors Association Union. Carried unanimously.

Higgins presented the annual renewal of the Nursing Services Contract, noting the proposed 2007 contract calls for regular nursing services at \$35.00 per hour (3% increase over 2006 contract price of \$33.80/hour) with time rounded up to the nearest one-quarter hour with a minimum of 1 hour charge; and that on-call services and emergency call back fees and language remain the same as with the 2006 contract. 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 the Nursing Services Agreement between Joy Pousch, RN, BSN and the Martin County Sheriff's Office (Martin County) to provide regular and on-call nursing services; at an hourly rate of \$35.00 per hour and on-call services of \$90.00 per month. AYES: Commissioners Pierce, Donnelly, Potter, and Boler. NAYS: Commissioner Schmidtke. Motion carried.

Commissioner Schmidtke noted the Personnel Committee has met with the Martin County Sheriff and discussed the need to increase the part-time employees' wages. It has been approximately four (4) years since any wage adjustments have been made for the part-time personnel in the Sheriff's Office. The current wage for listed positions is \$14.56/hour. The personnel Committee is recommending increases as follows:

<u>Classification</u>	<u>Proposed Increase</u>
Transport Officers	\$15.00/hour
Corrections/Communications Officers	\$15.50/hour
Part-time Licensed Deputies	\$15.50/hour

Full-time Licensed Deputies	\$16.50/hour
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Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, as the governing board and having authority to determine wages for part-time positions in the Sheriff's Office that include Corrections/Communications Officers, Jail Transport personnel, and Deputies (part-time and full-time licensed); approve wage increases for all part-time personnel in these positions for 2007 as follows: Part-time Transport Officers from \$14.56/hour to \$15.00/hour; Part-time Corrections Officers from \$14.56/hour to \$15.50/hour; Part-time Communications Officers from \$14.56/hour to \$15.50/hour; Part-time Licensed Deputies from \$14.56/hour to \$15.50/hour; and Full-time Licensed Deputies from \$14.56/hour to \$16.50/hour, effective January 21, 2007. Carried unanimously.

Dan Whitman, Martin County Assessor, and Norma Padgett, Account Clerk II, were present to provide information pertaining to the John Rosa Tax Abatement request for Parcel R05.025.1050. Whitman stated a mistake had been made years ago when this small piece of land was left off of a split that should never have been split off and now taxes have been building up on that little piece for a number of years.

Padgett stated that research showed the previous document description was approximately 72 acres. When the contract for deed was paid off in 1996 a survey stated there were only 71.49 acres; so a parcel was created for .451 acres, and it should have been written off as a correction to the survey. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, as the governing body having the authority to abate taxes, hereby approve and authorize Tax Abatement Request on Parcel R05.025.1050 in the total amount of \$104.36 for the payable years of 2000 through 2006. Carried unanimously.

Whitman went on to note that the Local Boards of Review are coming up including the County Board of Equalization. Minnesota Statutes set guidelines as to when the County Board of Appeal and Equalization may convene. Current law provides that the County Board of Appeal and Equalization may meet on any 10 consecutive meeting days in June, after the second Friday in June. For the year 2007, this means there are six (6) possible dates that the County Board of Appeal and Equalization can convene their meeting. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be it Resolved that the Martin County Board of Commissioners, hereby approve and set the meeting date of Monday, June 11<sup>th</sup>, 2007 at 9:00 a.m. for the County Board of Appeal and Equalization to be held in the Martin County Courthouse, 201 Lake Avenue, Fairmont, MN, Commissioners Meeting Room. Carried unanimously.

Motion by Commissioner Pierce, 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 County Auditor/Treasurer to sign the Solid Waste Collection and Recycle Transportation Licenses for the year 2007 for the following haulers:

Collection & Transportation of Solid Waste in Martin County:	City of Fairmont – Fairmont, MN
	LJP Enterprises, Inc. – St. Peter, MN
	Madelia Sanitation – Madelia, MN
	Waste Management – Fairmont, MN
Collection & Transportation of Recyclables in Martin County:	LJP Enterprises, Inc. – Fairmont, MN
	Waste Management – Fairmont, MN

Carried unanimously.

Higgins stated the Association of Minnesota Counties (AMC) is asking for county support in addressing the issue of inmate eligibility for federal entitlement benefits. Individuals who are eligible for either Medicare or Medicaid benefits lose their eligibility immediately when apprehended. The cost of medical care for inmates is a county responsibility upon arrest and detention. Persons who are otherwise eligible for medical benefits prior to arrest and detention should continue to be eligible until at least such time as they may be convicted and actually become a ward of the county or state. AMC requests that all counties consider adopting a resolution in support for eliminating the barriers to this problem.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly,

R-#9/07

## RESOLUTION

### LOSS OF FEDERAL ENTITLEMENT BENEFITS

Motion by Commissioner Pierce, seconded by Commissioner Donnelly,

WHEREAS, U.S. Code of Federal Regulations, Title 42, Part 435.1008 states that federal financial participation (FFP) is not available in expenditures for services provided to individuals who are inmates of public institutions, and

WHEREAS, States being unable to assume the federal share of providing medical services to FFP eligible persons being held in county jails and detention facilities, tend to terminate or sometimes suspend eligibility, and

WHEREAS, this immediate cessation of benefits occurs prior to the issuance of formal charges or conviction, and

WHEREAS, counties must provide medical services to all persons incarcerated in local jails and detention facilities, and

WHEREAS, as the result of this regulation to immediately cease FFP for medical benefits, all costs of medical care must be borne solely by counties;

NOW THEREFORE BE IT RESOLVED that the Martin County Board of Commissioners of Martin County, MN requests and strongly urges Congress to amend necessary federal statutes to allow federal financial participation for medical benefits to incarcerated individuals until convicted and sentenced to secure detention.

Duly passed and adopted this 16<sup>th</sup> day of January, 2007.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Jack Potter, Chair

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

Roll Call AYES: Commissioners Boler, Schmidtke, Donnelly, Pierce, and Potter.  
NAYS: None. Duly passed and adopted this 16<sup>th</sup> day of January, 2007.

Kay Wrucke, Martin County Recorder, presented her annual report on the Recorder's Office compliancy with MS 357.182 which regulates the time frame in which recording of real estate documents must comply to. The delivery date summary notes that by law the office turn-around time must be 15 days and shows that the Martin County Recorder's Office is not only within the 15 day time period but the 11 day time period as well. Due to the office meeting the standards of compliance, the Recorder's Compliance Fund is available for use and a meeting with the Auditor/Treasurer, IT, Assessor, and Planning and Zoning should be set in the near future to discuss expenditures of the Recorders Compliance fund.

Wrucke went on to request temporary staff for the Recorder's Office. Wrucke stated the reason for the request is the micro film conversion to digital image has been completed by the vendor. Wrucke went on to state that presently; we are exporting the images into a custom program which will be completed this week. However, the final step is entering the data to correspond to the image and present office staff does not have time to do this additional work. Wrucke noted the responsibilities of the temporary position will include: becoming familiar with the software, reading data from a split screen, understanding standards for entry, and analyzing the data needed for data entry. Data entry includes the document dates, grantor, grantee, and other ownership fields, consideration of value, and the legal description. Wrucke stated the term of the temporary employment will be until the data entry work is completed and depends on the person hired. There are fifteen (15) years of data to enter and it could be six months to one year approximately four hours per day or 20 hours per week, 80 hours per month. Wrucke concluded that proposed wages basically will match skill level and source of

funding for this temporary position will be expended from the Recorder's Technology Fund. After discussion,

Motion by Commissioner Boler, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of Martin County Recorder, hereby approve and authorize recruitment of a temporary data entry person to complete final step of micro film conversion data entry in the Martin County Recorder's Office at a maximum of 20 hours per week for a period of no more than one year from date of hire; and that temporary position salary will be expended from the Recorder's Technology Fund; and not eligible for county benefits. Carried unanimously.

James Forshee, Martin County Auditor/Treasurer, introduced two (2) proposals received for the County's Indirect Cost Allocation Plan for the plan years of 2006, 2007 and 2008. Proposals were received from Maximus (current provider) of Bloomington, MN and Government Management Group (GMG) of Lakeville, MN. Forshee stated that the Association of Minnesota Counties (AMC) has ended their partnership with Maximus and now the Counties have a choice as to which firm will prepare the Cost Allocation Plan for the county. Forshee went on to state that both proposals are for a three year plan and that services provided by Maximus are approximately \$100 per year more. Both plans offer an option to opt out of the contract at any time with no additional cost. Forshee stated that in talking with both companies and knowing what Maximus has done in the past for us, and is recommending staying with Maximus for the next three year period.

Motion by Commissioner Schmidtke, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, upon recommendation of Martin County Auditor/Treasurer, hereby approve and authorize Board Chair to sign agreement with Maximus, Inc. of Bloomington, MN for the County's Indirect Cost Allocation Plan for 2006 and recovered in 2008 in the amount of \$15,274 covering the three year contract period. Carried unanimously.

Pam Flitter, Martin County Zoning Official, presented the Planning Commission's recommendations to adopt the following amendments to the Zoning Ordinance:

- Accepted/Approved: Delete the required minimum lot width per dwelling unit of 500 feet at the shoreline and add the required minimum lot width per dwelling unit of 350 feet at the shoreline and building line in Chapter 14, "SL-1" Special Protection District, Subdivision 5. Special Development Standards, #2;
- Denied/Disapproved: Delete the required minimum setback from the ordinary high water level of 200 feet in Chapter 14, "SL-1" Special Protection District and add the minimum setback from the ordinary high water level of 150 feet, Subdivision 5. Special Development Standards, #3.
- Accepted/Approved: Add to Chapter 15, "SL-2" Residential Recreational District, Subdivision 5. Special Development Standards, #2 (at shoreline and building line).
- Accepted/Approved: Add to Chapter 16, "SL-B" Shoreland Business District,



Subdivision 5. Special Development Standards #2 (at shoreline and building line).

Flitter stated that after hearing public testimony and with due deliberation the Planning Commission voted unanimously to recommend adoption of the amendments listed to the Martin County Board of Commissioners. Flitter went on to state that primarily; the amendment that was probably discussed the most was the proposed reduction of the 500 feet of shoreline to 350 feet. There were approximately three public hearings during that review process and that was probably the one that was debated the most and the Planning Commission believed that going from 500 feet at the building line and shoreline to 350 feet was within the intent and scope of the Ordinance.

Also present was Bob Lintleman, Chair Martin County Planning Commission , he explained his thoughts behind amending the 500 foot required minimum lot width, stating that if you take a mile of shoreline with 500 feet (lot widths) you get about ten and one-half lots. With 350 feet (lot widths) you get about fifteen. Lintleman stated he was comfortable with the five acres controlling the density and the natural environment of lakes with the 350 feet giving developers more flexibility. Lintleman went on to state that the concerns of the area conservationists was the sensitive area next to the lakes and that is why we left the 200 feet (setback) where it was; to try and protect as much of the sensitive environment area as we could. In conclusion, Lintleman stressed the 350 feet (lot width) is a minimum. You can still go 400 feet; you can still go 500 feet, and the State minimum is 200 feet. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke,

R-#10/07

RESOLUTION

AMENDING THE MARTIN COUNTY ZONING ORDINANCES CHAPTER 14 “SL-1,” CHAPTER 15 “SL-2,” AND CHAPTER 16 “SL-B”

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke,

WHEREAS, the Martin County Planning Commission after proper notice and publication, held a public hearing on December 19, 2006 at the Martin County Commissioners Room to adopt the following amendments:

- Accepted/Approved: Delete the required minimum lot width per dwelling unit of 500 feet at the shoreline and add the required minimum lot width per dwelling unit of 350 feet at the shoreline and building line in Chapter 14, “SL-1” Special Protection District, Subdivision 5. Special Development Standards, #2;
- Denied/Disapproved: Delete the required minimum setback from the ordinary high water level of 299 feet in Chapter 14, “SL-1” Special Protection District and add the minimum setback from the ordinary high water level of 150 feet, Subdivision 5. Special Development Standards, #2.

- Accepted/Approved: Add to Chapter 15, “SL-2” Residential Recreational District, Subdivision 5. Special Development Standards #2, (at shoreline and building line).
- Accepted/Approved: Add to Chapter 16, “SL-B” Shoreland Business District, Subdivision 5. Special Development Standards #2, (at shoreline and building line).

WHEREAS, after hearing public testimony and with due deliberation, the Planning Commission voted unanimously to recommend adoption of the amendments listed to the Martin County Board of Commissioners; and

WHEREAS, the Martin County Board of Commissioners have determined that the proposed Amendments serves the best interest of the County in the protection, safety, comfort, health, convenience, and general welfare of the citizens of Martin County, MN, and

NOW THEREFORE BE IT RESOLVED, that the Martin County board of Commissioners, after due deliberation, voted unanimously to adopt the amendments as recommended by the Martin County Planning Commission, on January 16, 2007 at the Martin County Commissioners Room, and that these amendments to the Martin County Ordinances shall be in effect after its passage and approval and publication as required by law.

Duly passed and adopted this 16<sup>th</sup> day of January, 2007.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Jack Potter, Chair

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

Roll Call AYES: Commissioners Donnelly, Boler, Schmidtke, Pierce, and Potter.  
NAYS: None. Duly passed and adopted this 16<sup>th</sup> day of January, 2007.

On behalf of the Martin County Conservation Club, Bruce Moore thanked Bob Lintleman for chairing the Planning Commission and thanked the Martin County Board of Commissioners for their vote.

The Board recessed at 10:25 a.m.  
The Board reconvened at 10:40 a.m.

Dan Whitman, Martin County Assessor, introduced Mike Klepper, Senior GIS Consultant with The Schneider Corporation. Klepper presented an overview and demonstration of Beacon – A web solution for presenting GIS (Geographic Information System) data over the internet. Beacon pulls data from multiple remote data sources, relates the data using spatial attributes, and presents the data seamlessly via an advanced web interface. The Beacon software package is the simple and reliable web solution to view all of your tax administration, appraisal and GIS data online. Cities and Counties across the Midwest have realized the value of making their GIS data available online, to the public and internal GIS users. Beacon significantly lowers counter traffic, while greatly improving customer service between the County/Cities and their constituents. All website set-up, development, hosting, and maintenance tasks are handled by Schneider, so there is no need to purchase additional equipment.

Klepper continued that the major effort for Martin County will be to take all of the variety of different maps and consolidate them into a fabric that represents the multi-jurisdictional cadastral (type of map that describes boundary measurements) that the county encompasses. This can also be done with the city maps the county has of a variety of quality and scale and township maps, larger parcel maps. So the biggest expense in implementing the map portion of your GIS will be to convert those maps. The Schneider Corporation is an expert at doing that and can certainly complete the conversion in the most cost effective for the county.

Klepper concluded that he has begun an analysis of Martin County's existing records and data bases and hopes to have the analysis complete in a week. Klepper stated it is his intention then to come back and present a proposal that will involve a variety of options as to the required layers (GIS) needed and the work effort associated with that. After discussion,

It was decided by Consensus of the Board to authorize the County GIS/Technology Committee to move forward with development of critical layers analysis pertaining to The Schneider Corporation's web portal system.

Higgins stated that negotiations with the Martin County Corrections/Communications Officers LELS #115 have been completed and a tentative agreement has been reached for Board consideration and approval. Higgins noted the contract is for the duration of three years (2006 – 2008) and that the following items have been ratified by the union:

1. Three year contract (2006 – 2008)
2. Wages – General Wage Adjustment of
  - Year 2006 – 2%
  - Year 2007 – 2.5%
  - Year 2008 – 3%
3. Health Insurance: Same as non-union employer contributions for 2006 – 2008.

Motion by Commissioner Boler, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, and upon the recommendation of the Personnel Committee, approve and authorize the Board Chair to sign the LELS #115 collective bargaining agreement between Martin County and the Law Enforcement Labor Services Local #115 with the following changes to the contract: Duration 2006-2008; General wage adjustment for Year 2006 – 2%, Year 2007 – 2.5%, and Year 2008 – 3%; and Health Insurance contributions the same as non-union employee group for 2006 – 2008, effective January 1, 2006. Carried unanimously.

Higgins stated that an issue has come up regarding the county's current step pay plan and that the Personnel Committee has heard concerns from a couple of the Courthouse union members that have reached Step 12 of the pay matrix. Higgins went to note that we feel the language in the contract is pretty clear on step movement in that the Board must give final approval to any step increases. There is precedence set by the Board action beginning in 2002 and as a result of negotiations that any step increases would need to be approved by the County Board Higgins went on to state the County Personnel Committee is recommending that the County's Classification and Compensation Plan be reviewed and that a committee be established to conduct that review. The Committee would include members of the existing Compensation Advisory Committee (CAC) and at least one representative from the various union and non-union employee groups to participate in the review. After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approves the review of the County's Classification and Compensation Plan and to establish a review committee to include the existing Compensation Advisory Committee (CAC) of James Forshee, Scott Higgins, Kevin Peyman, Dan Schmidtke, and Gerald Boler, and representatives from union and non-union employee groups to conduct a review of the County's Compensation Plan. Carried unanimously.

Higgins stated the County has been contacted by Jonathan Zierdt, Executive Director of the Mankato Economic Development Corporation through the Small Business Development Center regarding an appointment of a Martin County representative to serve as a participant stakeholder on South Central Minnesota Small Business Development Center Partnership Board (SCMSBDC). Higgins continued that the mission of the Partnership Board is to support and facilitate small business and entrepreneurial development in south central Minnesota. Some of the objectives of the SCMSBDC Board are to unify various support organizations with common goal to maximize small business growth and entrepreneurship in the region. This is a collaborative effort to promote and advance strategic goals of the Small Business Development Center (SBDC) in which Martin County is a member. In recent years, Region 9 Development Commission has been sole host and provider of services to the SBDC in the region. Higgins noted the current make up of the Board consists of minimum of nine (9) seats with four (4) Principal partners (permanent seats) and five (5) Participant stakeholders will be provided an opportunity to occupy annually a rotating seat on the Board. The Board meets on a quarterly basis. The Board is designed to address policy issues and

attainment of performance expectations and strategic objectives, which includes direction regarding deployment of resources, client and community feedback, and strategic direction.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, desire to participate as a stakeholder in the newly formed South Central Minnesota Small Business Development Center Partnership Board (SCMSBDC); and hereby appoint Dan Schmidtke to serve as the Martin County delegate to the SCMSBDC for the year 2007; and appoint Gerald Boler as the Martin County alternate to the SCMSBDC for the year 2007. Carried unanimously.

Higgins stated that the Building Committee requested bids for installation of a radiant heating system for the Martin County Transit Facility located at 1023 North Dewey Street in Fairmont, MN. Higgins went on to note that radiant heat is projected to save approximately 40% on our heating costs. Bids were to include all labor, gas piping, venting, air intakes, hangers, and supports for the units. The County would take out the necessary permits and engineering may be required for this project and may not be included in the bids. Bids were received from:

Bid to install 2 – 50’ 150,000 BTU single stage infrared tube heaters and 2 – 30’ 100,000 BTU single stage infrared tube heaters (including all labor, gas piping, venting, air intakes, hangers, and supports for the units).

Upgrade Alternates:

1. Upgrade tube heaters to a two stage 150,000 BTU Low Fire 100,000 BTU
2. Upgrade to a two stage programmable thermostat

<u>Bidder Name &amp; Address</u>	<u>Base Bid</u>	<u>Alternate #1</u>	<u>Alternate #2</u>
ROYERS, INC. – Winnebago, MN	\$10,779.00	\$800.00	\$300.00
TWITCHELL’S - Fairmont, MN <u>Bid Does Not Include:</u> Permits & Inspection  Less \$1,800 if STS helps with hanging S hooks, tubes and provides scaffolding, under my supervision	\$10,133.00 +\$ 1,194.00 Electrical \$11,327.00 - \$ 1,800.00 STS Work \$ 9,527.00	\$1,045.00	\$392.00
KADUCE PLMB & HTG – Winnebago, MN <u>Bid Includes:</u> Wiring <u>Bid Does Not Include:</u> Engineering	\$10,164.00	\$800.00	\$450.00

FEDER MECHANICAL– Madelia, MN <u>Bid Does Not Include:</u> Engineering or Permits	\$15,298.00	\$1,118.00	
I&S ENGINEERING – Mankato, MN Mechanical Engineering	\$1,500.00		

After discussion,

It was decided by Consensus of the Board to table award of bids received for Radiant Heating System at the Martin County Transit Facility.

Forshee stated that the Ditch Viewers would like to set a meeting date for the Joint Authority Board of Martin County and Faribault County on the progress of the re-determination of JD #14. After discussion,

It was decided by consensus of the Board to set a tentative meeting date for the Joint Authority Board of Martin County and Faribault County on the progress of the re-determination of JD #14 for Tuesday, February 6<sup>th</sup>, 2007 beginning at 2:00 p.m. or 2:30 p.m.

Discussion ensued on a bill from Beemer Companies for removal of a beaver dam in public waters from Commissioner Boler stated beaver dams in drainage ditches and creeks are getting to be very serious problem. Boler continued that the Department of Natural Resources (DNR) has authority over the creeks but that DNR doesn't have funding to take care of the beaver dam problems. Boler stated if beaver dams are not removed accordingly, problems will get increasingly worse for our public drainage systems and public waters.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize payment of Invoice #6072 received from Beemer Companies for removal of beaver dam in South Creek in the amount of \$725 to be expended from County Drainage Fund if this is the appropriate account, otherwise to be expended from the General Fund. Carried unanimously.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the payment of claims for the month of January, 2007 as presented; and includes Martin County Highway Department claims as presented. Carried unanimously.

Warrants received and paid January 16, 2007 are registered on file in the Auditor/Treasurer's Office as follows:

Revenue Fund – Warrants Approved 01-16-07	Totaled	\$255,309.98
Enhanced 9-1-1 Fund		\$ 3.68
Law Library Fund		\$ 5,519.41
Martin County Transit Fund		\$ 37,030.13
Ind. Sewage Treatment Sys. Loan FD (ISTS)		\$ 15,665.00
Building - CIP - Fund		\$ 8,996.32
Bank Building Fund		\$ 2,603.90
Debt Service Fund		\$139,648.75
Forfeited Tax Fund		\$ 1,500.00
	Grand Total	\$466,277.17
Martin County Ditch Fund – Warrants Totaled		\$ 76,220.25
Road and Bridge Fund – Warrants Totaled		\$ 20,834.84

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

Commissioner Schmidtke recommended appointments to the Martin County Park Board as follows: Charlie Abel from District #4 and Steve Fosness from District #3 for terms as established by the Park Ordinance.

Motion by Commissioner Donnelly, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the appointments to the Martin County Park Board as follows: Charlie Abel, representing Commissioner District #4, and Steve Fosness, representing Commissioner District #3 for terms established per the Martin County Park Ordinance. Carried unanimously.

With no further business to wit, Motion by Commissioner Pierce, seconded by Commissioner Donnelly, to adjourn the meeting. Carried unanimously. Meeting adjourned at 12:45 p.m.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Jack Potter, Chair

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