

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 6, 2009
@ 9:00 A.M.

The regular meeting of the Martin County Board of Commissioners was called to order at 8:58 a.m. by Chairman Pierce.

Those present were Commissioners Donnelly, Schmidtke, Boler, and Potter. Also present were Scott Higgins, Martin County Coordinator, James Forshee, Martin County Auditor/Treasurer, Julie Walters, Administrative Assistant, Jennifer Brookens, Sentinel Newspaper, Terry Viesselman, Martin County Attorney, Kevin Peyman, Martin County Highway Engineer, Rod Halvorsen, KSUM/KFMC Radio, and members of staff and public.

The Honorable Judge Robert Walker conducted the swearing in ceremony for those who were (re)elected as follows: Commissioner Steve Donnelly, Commissioner Jack Potter, and Commission Gerald Boler. All were sworn in and will receive their election certificates.

Commissioner Pierce called for nominations for Chair for the year 2009.

Commissioner Schmidtke nominated Steve Donnelly for Chairman.

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

Motion by Commissioner Schmidtke, seconded by Commissioner Boler, to cast a unanimous ballot for Steve Donnelly as Chairman for 2009. All voting in favor. Motion carried.

Chairman Pierce called for nominations for Vice-Chair for the year 2009.

Commissioner Donnelly nominated Dan Schmidtke as Vice-Chair.

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

Motion by Commissioner Donnelly, seconded by Commissioner Potter, to cast a unanimous ballot for Dan Schmidtke as Vice-chairman for 2009. All voting in favor. Motion carried.

Deb Danielson, Co-chair of the Labor Management Committee, presented plaques to Kevin Peyman and Commissioner Dan Schmidtke in grateful appreciation for serving on the Labor Management Committee and making a difference for Martin County employees.

Commissioner Potter presented a plaque to Deb Danielson for her commitment in serving on the Labor Management Committee as Co-Chair and for the good communication we have because of the Labor Management Committee.

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda as presented. Carried unanimously.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the December 2, 2008 and December 16, 2008 regular Board of Commissioners meetings as presented. Carried unanimously.

Terry Viesselman, Martin County Attorney, stated he will forward a draft copy of the proposed County Dog Ordinance to each commissioner for review and comment.

Kevin Peyman, Martin County Highway Engineer, presented his recommendation for step increase for Jill Redenius and Jason Steuber, both having reached their anniversary date.

Motion by Commissioner Schmidtke, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize step increase according to the County Classification and Compensation plan and the Highway Supervisor's Union Contract for Jill Redenius from Grade 13 Step 7 at \$21.75/hour to Grade 13 Step 8 at \$22.29/hour effective January 2, 2009; and per the Highway AFSCME Union Contract and County Classification and Compensation plan for Jason Steuber, from Maintenance Worker I at Grade 11 Step 5 at \$17.61/hour to Maintenance Worker II at Grade 11 Step 6 at \$18.06/hour effective January 2, 2009. Carried unanimously.

Peyman next requested for Board approval to advertise and fill the open Maintenance Specialist I position with the Highway Department. Peyman stated that even during these tough budget times, especially this winter being a rough winter, we really are falling behind being down that position. My recommendation is that we try to fill the opening and if we have budget cuts I would rather make cuts in equipment purchases slated for this year than not get the position filled. In the past we used to have a Maintenance Worker that performed light mechanic duty as part of their duties and we have somewhat gotten away from that because we had so much work on the road. Eventually, if we are able to train a Maintenance Worker with mechanic duties, it would help in transitioning into the mechanic position when it would become open. This would also help in the overall succession planning in the Highway Shop. In reviewing the number of applications we received earlier for the Mechanic position, there were some applicants who would be able to fill in the Maintenance Specialist I position and would be good candidates for the mechanic position if it were to open up again. During light winters we could utilize a person to perform mechanic work and other shop duties.

Donnelly inquired how long that has been vacant. Higgins responded since February, 2008.

Peyman stated that before February the Department was down one Maintenance Specialist position then we filled it to get back to with being only short one Maintenance Specialist person. I'm not saying we can't do without the position as far as what we have been getting done for the spring and summer work and keeping up with general Maintenance, we have gotten by, where we have noticed is during the winter with regard to plowing snow. After further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of County Highway Engineer, hereby approve and authorize advertising and recruitment to fill the Maintenance Specialist I position with the Martin County Highway Department. Carried unanimously.

Peyman continued and presented a draft copy of a Stop Sign Advance Warning/Rumble Strips policy. Peyman stated that he surveyed a lot of different counties and talked with a number of traffic engineers, as well as looked at the studies of the different kinds of rumble strips. There are edge line rumble strips and the "stop ahead" rumble strips that people are most familiar with. Some counties have rumble strips on all county paved roads, some have only a few. Most of the studies on rumble strips find they're not as effective as the general public probably thinks they are but they don't say that you can't have them. The option is there. In the past we've talked about the draw backs to them or the costs and then some liability with putting them in. Currently we have many black tops that have the normal "stop ahead" pavement markings. If we as a county want to place rumble strips on our black top roads, I thought it would be important to have a policy governing rumble strips. Basically, to summarize, the policy states 1. the road is a County State Aid Highway or County Road; 2. the road has a hard surface (blacktop or concrete); 3. the traffic on the road has to stop due to a stop sign; and 4. the road has to be posted at 55 mph or greater coming into the stop sign. Peyman stated that even though you have a policy in place, you're going to get some noise complaints. Generally in rural areas it's 55mph by default, unless it's a residential then it is posted down to a lower speed limit and you do not necessarily want rumble strips in residential areas due to the noise they create. The policy addresses the amount of traffic it takes to determine whether rumble strips are installed or not; if it's 750 vehicles per day or it's less than 750 vehicles per day rumble strips would replace the painted "stop aheads". We wouldn't have to have both. If it is greater than 750 vehicles per day we would go to both. The main reason for that is budgetary thing. If we were to do painting and try to do rumble strips it would obviously take more time to do both. Therefore, vehicle count under 750 which is over half of our blacktops would just get the rumble strips and not painted. The ones like CR #37 which is that road we just blacktopped a few years ago would have both paint and rumble strips installed. CR #53 going to CR #38 and CR #26 and CR #50 are blacktops that would go over that traffic count. There is a concern with potential liability where the rumble strips are placed and where you do not want them. Another aspect is the need to maintain the rumble strips as well. In talking with some attorney's that

specialize in traffic liability we are told that budgetary and staffing concerns is a viable defense. There are provisions included in the proposed policy stating that that these rumble strips are installed and maintained as staffing and budget allows. Again, noise is a potential issue and you may be getting some complaints. However, if it "wakes up" a distracted driver, it could save lives. If the Board approves the proposed policy, it would initially be a couple years before we were able to get around to all of the county blacktops to get the rumble strips all installed the first time. It would probably be equal or maybe a little less work going forward once they're all in so it wouldn't be a lot of extra time spent to maintain them.

If the county wishes to install its own rumble strips we would need to purchase a milling machine attached to the skid loader-estimated cost is around \$20,000 and we could then maintain the rumble strips ourselves. To hire it done it would be about \$1,000 an intersection which would be about \$90,000 and don't think we could justify hiring it done. When we did our budget we had not looked at purchasing a milling head. If we wanted to look at purchasing this year we'd have to take it out of reserves.

Pierce stated in reading the proposed policy regarding the provision regarding traffic count on roads above 750, when I read this to me it's backwards. Perhaps it should be that the painted "stop ahead" signs may be used in conjunction with rumble strips you've got it the other way around. You've got it under 750 there will be rumble strips and not paint. Over 750 are either will be painted and may be rumble strips.

Peyman responded that he would need to review the language again and stated the intent of the language is there will be rumble strips in addition and the intent is to place rumble strips on all of them and then rumble strips and paint on the higher traffic count roads.

Schmidtke suggested inserting "shall" instead of "may".

Peyman response that it should be rumble strips "will" be used and then the painted ones was the optional part. The intent would be that we would paint all of those above 750 in addition to the rumble strips. I think if we're going to change the way we install rumble strip and "Stop Ahead" paintings we should have a policy in place. The painted "stop aheads" we'll go on maintaining but if they become faded and if there is an accident or something someone could say why was this not painted. The policy may help protect the county and we need to be careful when the word "shall" is included. We can only paint and maintain them so fast. The objective was to word it that way to cover us in case we seal coat and not able to paint right away and there was an accident right after. If the Board decides to go this route we have to purchase the milling equipment and get the rumble strips installed. The general feeling is rumble strips in most cases aren't as effective as the public would perceive. But most people agree that if it saves one life when someone driving up to one of these intersections is not paying attention and doesn't see the stop sign ahead and it stops the driver from running through it would be worth it. It is relatively a minimal investment when saving lives.

Boler inquired of whether the surrounding counties were doing as much or more as we are.

Peyman stated that it is a real hodgepodge. Faribault County does most of theirs and we would not be the first with a formal written policy. Most of them have installed rumble strips at most every intersection and some do not. If you talk to engineers you get a real variety of opinions on rumble strips. A number of traffic engineers don't like them or counties that think there is some merit to them because it wakes up people especially phones and people texting it will draw their attention to a stop sign. Peyman further stated that Faribault County uses them on most of their intersections, Jackson doesn't use them as much, so I surveyed the District and I got answers that some just use them randomly and others use them most places and others try not to use them at all, others said they have them, but with the new overlays they're going away from them. MN/DOT's stance is generally not in favor of them. However, District #7 is a little more flexible on that, they do see some benefit to them. They like the rumble stripe but not the rumble strips. If you put rumble stripes outside the paint which then not many people hit them or the newest thing is you put them right where the stripe would be and you put the stripe on top of it they get a number of noise complaints from residents and typically they ended up filling them all back in.

Boler asked for clarification at how much it would cost to hire the installation of rumble strips.

Peyman responded that the the price we've been getting to do one intersection is \$500 a side or \$1,000 per intersection and we have about 90 intersections so it would be about \$90,000 to hire it all done. The option would be to buy the equipment to do it ourselves for about \$20,000. We would also have our labor and time and things of that nature if we do it ourselves added to the cost. If we had the equipment and the winters were mild, it would take us maybe two-three years if we do it ourselves.

Potter asked does the county normally place a second set of rumble strips at every intersection and are we going that route and does that tend to weaken the roads where the rumble strips are put in.

Peyman responded that it shouldn't weaken the road, but there are a couple issues: when you seal-coat over it and if the rumble strips are installed on newer roads they seem to last a long time, the older roads they tend to crumble and crack. After further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of County Highway Engineer, hereby approve and adopt Stop Sign Advance Warning/Rumble Strips County Policy #RB1, contingent upon language revision for roads that have an Average Annual Daily Traffic (AADT) of over 750 vehicles per day; and approve and authorize the purchase of special mill in the amount of \$20,000 to install and maintain rumble strips in Martin County. Carried unanimously.

SUBJECT: STOP SIGN ADVANCE WARNING/RUMBLE STRIPS

I. POLICY STATEMENT

Martin County strives to do everything possible to safeguard the safety of the traveling public while at the same time keeping our budget and property tax levels under control.

Therefore, the following policy is designed to enhance safety on our rural road intersections while at the same time accounting for budgetary and staffing restrictions.

II. POLICY GUIDELINES

Martin County will utilize In-Lane Rumble Strips as an advance warning device in situations that meet the following criteria:

1. The road is a County State Aid Highway or County Road.
2. The road has a hard surface (blacktop or concrete).
3. The traffic on the road has to stop due to a stop sign.
4. The road is posted at 55 mph or greater coming into the stop sign.

For roads that meet the above criteria and have an A.A.D.T. (Average Annual Daily Traffic) of less than 750 vehicles per day according to our most recent count, the In-Lane Rumble Strips will replace any painted "Stop Ahead" symbols on the roadway. These painted messages will no longer be maintained once the rumble strips are installed.

For roads that meet the above criteria and have an A.A.D.T. of 750 vehicles per day or greater according to our most recent count, painted "Stop Ahead" symbols on the roadway may be used in addition to the In-Lane Rumble Strips.

III. INSTALLATION AND MAINTENANCE

The installation and maintenance of the In-Lane Rumble Strips, as well as the painted stop ahead messages where applicable, shall be done strictly as the budget and scheduling allows. Installations and maintenance could be delayed with budgetary or staffing constraints.

Following an overlay or seal coat on a roadway, the advance warning devices (rumble strips or painted messages) will be replaced as soon as budgetary and staffing issues allow.

Peyman presented a resolution designating the Martin County web site as Official Publication for all Martin County transportation construction projects done by the Martin County Highway Department in place of any other required publication.

Motion by Commissioner Boler, seconded by Commissioner Potter,

R-#5/'09

RESOLUTION DESIGNATING WEB SITE AS OFFICIAL PUBLICATION
FOR TRANSPORTATION CONSTRUCTION PROJECTS

WHEREAS, the Martin County Web site is available to public viewing 24 hours per day, 7 days per week, and;

WHEREAS, the 2003 Sessions Laws, 1st Special Session, Chapter 19, Sec. 56 (Minn. Stat. 331A.12) provides that a County Board may designate the manner of publication for transportation projects;

NOW THEREFORE BE IT RESOLVED, that the Martin County Web site is hereby designated as the official Web site for publication for all transportation construction projects done by the Martin County Highway Department and said Web site shall be used in place of any other required publication.

Upon motion by Commissioner Boler, seconded by Commissioner Potter, and carried said resolution was duly passed and adopted this 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

CERTIFICATION

I hereby certify that the foregoing resolution is a true and correct copy of a resolution presented to and adopted by the County of Martin at a duly authorized meeting thereof held on the 6th day of January, 2009.

Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Pierce, Schmidtke, Potter, Boler, and Donnelly.
NAYS: None. Duly passed and adopted this 6th day of January, 2009.

Peyman concluded with a brief update on the county's roads.

Billee Rabbe, Solid Waste Coordinator for Faribault & Martin Counties, presented businesses that have met the criteria to receive a license for collection and transportation of solid waste in Martin County.

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, with the listed haulers having met the requirements for licensure in the County of Martin, MN, hereby approve and authorize Board Chair and Martin County Auditor/Treasurer to sign the Solid Waste Collection and Recycle Transportation licenses for the year 2009 for the following haulers, contingent upon receipt of all required documentation:

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
	River View Sanitation – New Ulm, MN
	B and B Sanitation – Winnebago, MN
	Hansen Sanitation – Kasota, MN
Collection & Transportation of Recyclables in Martin County:	LJP Enterprises, Inc. – St. Peter, MN
	Waste Management – Fairmont, MN

Higgins reviewed the candidate list for appointment to various Martin County Citizens Advisory Boards and Committees and those individuals whose terms expired the end of 2008, noting that there are two openings on the Planning & Zoning Commission: Bob Lintelman and Dean Tlam and that both have indicated they are willing to serve an additional term. The Extension Committee has an opening in Commissioner District I and Commissioner District IV. Names to consider in District I are: Jerry Fast, Robert Garry, Kurt Isenberg, Kevin Kristenson, Bob Lintelman, Calvin Saxton, Dan Skow, and Troy Jensen. Names to consider in District IV are: Mark Gaalswyk, Kevin Nowicki, Doug Wedel, and Greg Broolsma. The Martin County Library Board has two openings – Bonnie Wolle and Julia Bremer. Both are willing to serve an additional term. The Martin County Economic Development Authority Commission has two openings – Randy Grupe and Christopher Pierce. Christopher Pierce has indicated he is willing to serve an additional term. The Water Plan Advisory Committee has five openings: Bruce Moore, Wayne Sommer, Darwin Roberts, Duane Rosburg, and Jeff Ziemer. All have

indicated they are willing to serve an additional term. After consideration and discussion by the Board,

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve the (re) appointments to the Martin County Citizen Advisory Boards/Commissioners as follows, with the exception of the Extension Committee's District I and District IV opening, and Randy Grupe's opening on the Martin County Economic Development Authority Commission:

MARTIN COUNTY BOARDS & ADVISORY COMMITTEES
APPOINTMENTS – 2009

PLANNING & ZONING COMMISSION – THREE YEAR TERM

Members with Term Ending December 31, 2008

Bob Lintelman – Will serve an additional term.

Dean Tlam – Will serve an additional term.

EXTENSION COMMITTEE – THREE YEAR TERM

Members with Term Ending December 31, 2008:

Lori Calkins – District I

Bryon Kittleson – District IV

Names to consider discussed at the last Extension Committee meeting are:

District I: Jerry Fast, Robert Garry, Kurt Isenberg, Kevin Kristenson, Bob Lintelman, Calvin Saxton, Dan Skow, and Troy Jensen

District IV: Mark Gaalswyk, Kevin Nowicki, Doug Wedel, Greg Brolsma

MARTIN COUNTY LIBRARY BOARD – THREE YEAR TERM

Members with Term Ending December 31, 2008:

Bonnie Wolle – Has served two terms. Will serve an additional term.

Julia Bremer – Has served two terms. Will serve an additional term.

MARTIN COUNTY ECONOMIC DEVELOPMENT AUTHORITY COMMISSION:

Members with Term Ending December 31, 2008:

Randy Grupe

Christopher Pierce

New Appointments: To Be Determined

WATER PLAN ADVISORY COMMITTEE

Members with Term Ending December 31, 2008:

Bruce Moore
Wayne Sommer
Darwin Roberts
Duane Rosburg
Jeff Ziemer

New Appointments: To Be Determined

JUSTICE COUNCIL / PLANNING SUBCOMMITTEE

Mel Sukalski	Jim Smith
Brad Hady	Greg Broolsma
Matt Klages	Scott Higgins
Steve Pierce	Becky Bentele
Connie Belgard	Mark Geerdes
James Forshee	Julie Grunewald
Gary Andersen	Diane Larson
Del Ellis	Brian Boltjes
Robert Walker	JoRae Determan
Bruce Firkins	Jim Sop
Kevin Peyman	Wold Architects
Brad Gerhardt	Bryan Paulsen
Gerald Boler	Butch Thiel
Lance Wilken	Wendell Rode

Higgins stated that due to the projected State deficit of over 4.9 billion dollar shortfall; potentially the County will face reductions in County Program Aid and other state aid. It would be a good opportunity to set a meeting date with Department Directors and the Board to discuss these potential reductions on the county budget. A suggested date is February 11th, 2009, which is during the scheduled Department Director meeting beginning at 8:30 a.m. in the Board Room.

By consensus of the Board the joint meeting with Department Directors is set for Wednesday, February 11, 2009 at 8:30 a.m. to discuss the effects of the projected State Budget deficit on the CY2009 and CY2010 county budget.

Sheriff Brad Gerhardt recognized Dave Worden, retired Corrections Officer with the Martin County Sheriff's Office, for his twenty-two years of service to the citizens of Martin County and the Martin County Sheriff's Office and presented Mr. Worden with a shadow box.

Gerhardt next presented Tanya Skow, Corrections Officer with the Martin County Sheriff's Office, the Minnesota Sheriff's Association scholarship award in the amount of \$600 for continuing her college education in skills training.

Gerhardt next presented the Sheriff's Office Update that included: "Lexipol" – a statewide Law Enforcement policy group that can greatly reduce insurance costs, as well as providing daily training bulletins; and the Sheriff's Office goals for 2009.

The Board reviewed Essential Service amendment to the Martin County Zoning Ordinance that was approved by the Planning and Zoning Commission at the public hearing held on Tuesday, December 23, 2008 at 5:30 p.m. in the Martin County Commissioners Room. With no objections and after further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, after required public hearing was held by the Martin County Planning and Zoning Commission on December 23, 2008 for the consideration of amending the Martin County Ordinance Chapter 24, Essential Service Regulations. Subdivision 6. Location of Major and Minor Essential Service Line; at which time public testimony was taken; and was then approved by the Martin County Planning Commission and recommended for approval by the Martin County Board of Commissioners; and having submitted the proposed amendment to the Martin County Board of Commissioners for consideration; and after careful review and consideration, hereby approves and adopts the amendment to the Martin County Ordinance Chapter 24, Essential Service Regulations. Subdivision 6. Location of Major and Minor Essential Service Line as proposed to include the following changes:

ADOPTION NOTICE OF AMENDMENT
TO THE MARTIN COUNTY ZONING ORDINANCE

Planning Commission Recommendation. The Martin County Planning Commission after proper notice and publication, held a public hearing on December 23, 2008 at the Martin County Commissioners Room to adopt the following amendment.

Chapter 24, Essential Service Regulations. Subdivision 6. Location of Major & Minor Essential Service Line. Location of any essential service ~~and structures~~, as described in this Ordinance, not installed within road right-of-way pursuant Chapter 24, Subdivision 4 shall conform to the following conditions: the utility owner shall meet the appropriate front yard setbacks when adjacent to the road. submit complete scaled drawings showing the location and area of the proposed project to the governing road authority (county or township) before beginning the project. If at any time the governing road authority (county or township) shall deem it necessary to make any improvements or changes on all or any part outside of the right of way of the County Highway or Township Road which affect a utility located on county or township road then and in such event the owner of the utility shall within 15 days after written notice from the Board of Commissioners or Township Board or its authorized agent proceed to alter, change, vacate or remove said utility from the County Highway or Township Road outside of the right of way so as to conform to said County Highway or Township Road changes as directed by the Board of Commissioners or Township Board. Such work shall be done without any cost whatsoever to Martin County or the Township and shall be completed within the date specified in said written notice. The utility shall assume all liability and save Martin County and/or Township harmless from any and all claims of damage of any nature whatsoever occasioned by reason of not having removed said utility within the specified in said notice. ~~Location of all major and minor essential service and structures prior to the adoption~~

~~of the revised Ordinance, dated March 21, 1995, shall be exempt from the requirements in Chapter 24, Subdivision 6.~~

Location of all major and minor essential service structures shall conform to meet the appropriate front yard setbacks when adjacent to the road.

After hearing public testimony and with due deliberation, the Planning Commission voted unanimously to recommend adoption of the amendment listed above to the Martin County Board of Commissioners.

Adoption by Board of Commissioners. The Martin County Board of Commissioners after proper notice and publication, and with due deliberation, voted unanimously to adopt the amendment as recommended by the Martin County Planning Commission.

Effective Date. The Martin County amendment as listed above shall be in full force and effective after its passage of approval and publications as required by law.

Passed and approved on January 6, 2009.

Steve Donnelly
Chairman, Martin County Board of Commissioners

Attest:

Scott Higgins, Martin County Coordinator

effective upon passage by the County Board; and to direct county staff to publish and record the Amended Ordinance as required by law. Carried unanimously.

James Forshee, Martin County Auditor/Treasurer, stated pursuant to Minnesota Statutes, the Board authorizes depository of county funds annually and are listed in the following resolution.

Motion by Commissioner Potter, seconded by Commissioner Boler to approve the Machine-Signed Signatures and Depository Designation resolution,

R-#1/'09

RESOLUTION

MACHINE-SIGNED SIGNATURES AND DEPOSITORY DESIGNATIONS

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

Profinium Financial
State Bank of Fairmont

Farmers State Bank of Trimont/Dunnell
Bank Midwest

Farmers State Bank of Trimont
Triumph State Bank
Ormsby State Bank
State Bank of Ceylon

US Bank
Profinium Financial of Truman
Welcome State Bank
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 signatures(s) or signatures of any of the following:

Jim Forshee, Auditor/Treasurer

Steve Donnelly, 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 Potter, seconded by Commissioner Boler, made motion and unanimously carried this 6th day of January, 2009.

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 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

I, Scott Higgins, Clerk of the Board of Commissioners do hereby certify that at a regular meeting of the Martin County Board of Commissioners duly and regularly called, and

held at the office of Martin County on 6th day of January, 2009 there being a quorum of said Board present, the following resolution was unanimously passed as appears from the records of Martin County and is now in full force and effect.

WITNESS my hand officially and the official seal of the County on January 6th, 2009.

Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Pierce, Schmidtke, Boler, Potter, and Donnelly.
NAYS: None. Duly passed and adopted this 6th day of January, 2009.

Higgins presented the Employee Expenses resolution stating that the mileage reimbursement rate is \$0.55 cents/mile effective January 1, 2009 and that the maximum per day meal allowance of \$30 remains unchanged for 2009.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke,

R-#2/'09

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 2009 for travel on official business by private transportation at the Internal Revenue announced mileage rate of \$0.55 cents per mile effective January 1, 2009 and be further reimbursed for such other expenses as are necessarily and actually incurred on official business during the year 2009.

BE IT FUTHER RESOLVED, that there be a maximum per day meal allowance of \$30.

FOREGOING, was upon motion made by Commissioner Pierce, seconded by Commissioner Schmidtke, and unanimously carried, duly passed and adopted this 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Potter, Boler, Schmidtke, Pierce, and Donnelly.
NAYS: None. Duly passed and adopted this 6th day of January, 2009.

Higgins presented the resolution for Labor Hourly Rates in connection with Judicial and County Ditch Minor Repairs and Maintenance, noting the rate of pay remains unchanged for 2009.

Motion by Commissioner Potter, seconded by Commissioner Boler,

R-#3/'09

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 2009 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 Potter, seconded by Commissioner Boler, and unanimously carried;

Said Resolution was adopted this 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Pierce, Schmidtke, Boler, Potter, and Donnelly.
NAYS: None. Duly passed and adopted this 6th day of January, 2009.

Pam Flitter, Martin County Planning and Zoning Official, introduced newly hired Wendy Stiernagle, Planning and Zoning Technician. Stiernagle started in the Planning and Zoning Office on January 5, 2009. Stiernagle gave a brief background of her work history. The Board welcomed Wendy and wished her well in her new position.

Higgins reviewed bids received from the Fairmont Photo Press, Sentinel, and Truman Tribune newspapers for designation of the Official County Newspaper for Martin County for 2009.

Truman Tribune	
Bid per Standard Advertising Unit (SAU)	\$3.50
Rate per SAU on printing of second notice	\$3.50
Annual Financial Statement Publication	\$3.50 – Extra Cost based on actual number
Second Publication of Annual Financial Statement as an insert to newspaper	\$.05
Subscribers residing in Martin County	\$650

The Fairmont Photo Press, Inc.	
Bid per Standard Advertising Unit (SAU)	\$6.00
Rate per SAU on printing of second notice	\$3.50
Annual Financial Statement Publication	\$4.00
Second Publication of Annual Financial Statement as an insert to newspaper	\$.05
Subscribers residing in Martin County	\$10,060
Sentinel Newspaper	
Bid per Standard Advertising Unit (SAU)	\$6.60
Rate per SAU on printing of second notice	\$4.05
Annual Financial Statement Publication	\$3.10 + \$310.00 for 8,000 overrun
Second Publication of Annual Financial Statement as an insert to newspaper	\$.043
Subscribers residing in Martin County	5,100 – 9,000 Sentinel Plus

Discussion ensued regarding newspaper bids received including one of the drawbacks of the Fairmont Photo Press and Truman Tribune is their weekly publication versus the Sentinel's daily publication; increase in publication costs by placing notices in more than one newspaper for sufficient coverage; low subscriber numbers with the Truman Tribune; and the daily exposure value in the Sentinel's daily publication would help to better serve the citizens of Martin County. After further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, to approve the resolution awarding the Official Newspaper Bid and Designating the Truman Tribune as the Official Newspaper for Martin County for the Year 2009:

R-#4/'09

Resolution Awarding the Official Newspaper Bid and Designating the Truman Tribune as the Official Newspaper for the Year 2009

Motion by Commissioner Pierce, seconded by Commissioner Boler, 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 2009 on January 6, 2009, and subsequent review thereof, the Truman Tribune be and hereby designated as the Official Newspaper for Martin County for the year 2009, for the purposes and at the rates as set forth as follows:

- Publication of Delinquent tax list \$3.50 per column inch
- Publication of Official Board Proceedings \$3.50 per column inch
- First Publication of Financial Statement \$3.50 – Extra Cost Based on Actual Number per column inch
- Second Publication of Financial Statement \$.05

The Truman Tribune has a certified circulation of 650 subscribers residing in Martin County.

BOARD OF COMMISSIONERS
MARTIN COUNTY

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Schmidtke, Boler, and Pierce. NAYS: Commissioners Potter and Donnelly. Duly passed and adopted this 6th day of January, 2009.

Deb Mosloski, Drainage Specialist, presented her request for approval for a grant agreement with the State of Minnesota, Board of Soil and Water Resources (BWSR) for Drainage Records Modernization to preserve all file drawer county drainage records. The expected grant amount is \$50,000 with a match requirement in cash or In-Kind. The County's application included an In-Kind match, which will include the staff time and other expenses within the Drainage Administration office. After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign the grant Agreement between Martin County and the State of Minnesota Board of Soil and Water Resources (BWSR) Drainage Records Modernization grant program. The expected amount of the grant is \$50,000 with the required match to be In-Kind including staff time and other expenses within the Drainage Administration Office, for the grant period of January 1, 2009 through December 31, 2010. Carried unanimously.

Higgins stated 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 Tuesday of each month in the Commissioners Board Room in the Martin County Courthouse commencing at 9:00 a.m. Variations of this meeting schedule have occurred during the year due to special meetings and budget workshops.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve the regularly scheduled Martin County Commissioner meeting dates, times, and locations for 2009 as presented. Carried unanimously.

2009 – County Board of Commissioners Regularly Scheduled
Meeting Dates, Times, and Location

JANUARY - January 6, 2009 at 9:00 a.m. in the Board Room
- January 20, 2009 at 9:00 a.m. in the Board Room

- FEBRUARY - February 3, 2009 at 9:00 a.m. in the Board Room
- February 17, 2009 at 9:00 a.m. in the Board Room

- MARCH - March 3, 2009 at 9:00 a.m. in the Board Room
- March 17, 2009 at 9:00 a.m. in the Board Room

- APRIL - April 7, 2009 at 9:00 a.m. in the Board Room
- April 21, 2009 at 9:00 a.m. in the Board Room

- MAY - May 5, 2009 at 9:00 a.m. in the Board Room
- May 19, 2009 at 9:00 a.m. in the Board Room

- JUNE - June 2, 2009 at 9:00 a.m. in the Board Room
- June 16, 2009 at 9:00 a.m. in the Board Room

- JULY - July 7, 2009 at 9:00 a.m. in the Board Room
- July 21, 2009 at 9:00 a.m. in the Board Room

- AUGUST - August 4, 2009 at 9:00 a.m. in the Board Room
- August 18, 2009 at 9:00 a.m. in the Board Room

- SEPTEMBER - September 1, 2009 at 9:00 a.m. in the Board Room
- September 15, 2009 at 9:00 a.m. in the Board Room

- OCTOBER - October 6, 2009 at 9:00 a.m. in the Board Room
- October 20, 2009 at 9:00 a.m. in the Board Room

- NOVEMBER - November 3, 2009 at 9:00 a.m. in the Board Room
- November 17, 2009 at 9:00 a.m. in the Board Room

- DECEMBER - December 3, 2009 – TRUTH-IN-TAXATION (Thursday) 5:30 p.m. Board Room
- December 1, 2009 at 9:00 a.m. in the Board Room
- December 15, 2009 at 9:00 a.m. in the Board Room

Higgins stated that the Coordinator’s Office has received the retirement resignation of Mel Sukalski, Maintenance Supervisor effective January 30, 2009.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby accept with regrets, the retirement resignation letter of Mel Sukalski, Maintenance Supervisor, from employment with Martin County after 37 years of service to the county and its citizens, effective January 30, 2009. Carried unanimously.

Higgins presented renewal agreements received from the Sentinel Newspaper for Display Advertising and Classified Advertising rates stating that the new rates increased from last year’s rates.

<u>Current Rates</u>	<u>New Rates</u>	<u>% Increase</u>
Display (\$10.10/column inch)	\$10.40	3%
Classified (\$7.25/column inch)	\$7.45	2.8%
<u>Business Rates w/o Contract</u>		
Display \$19.05 & Classified \$13.05		

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign the contract agreements with the Sentinel Newspaper for Display Advertising at a rate of \$10.40 per column inch and Classified Advertising at a rate of \$7.45 per column inch for one year effective January 1, 2009 and ending December 31, 2009. Carried unanimously.

Higgins presented the FY2009 Enhancement Grant summary for the Veterans Service Office including: Staff Training Grant in the amount of \$2,679; Data Records Management Grant in the amount of \$16,981; and Marketing Grant in the amount of \$5,390; with no county match requirement.

Motion by Commissioner Boler, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby ratify acceptance of and authorize Veteran's Service Officer to sign agreements as are necessary to implement the FY2009 Enhancement Grants including: Staff Training Grant in the amount of \$2,679 effective January 5, 2009 through January 5, 2010; Data Records Management in the amount of \$16,981 effective January 5, 2009 through January 5, 2011; and Marketing Grant in the amount of \$5,390 effective January 4, 2010 through January 5, 2011. Carried unanimously.

Forshee presented the recommendation to ratify the transfer of \$49,000 from Fund 21 – Martin County Area Redevelopment to Fund 08 Economic Development Authority (EDA). Forshee stated the \$49,000 represents the approved match by the County Board for the grant received from Department of Employment and Economic Development (DEED) in 2007.

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby ratified the transfer of funds in the amount of \$49,000 from Fund 21 Martin County Area Redevelopment to Fund 08 – Economic Development Authority (EDA), for the required grant match for the grant received from the Department of Employment and Economic Development as approved by the Board of Commissioners in September, 2007. Carried unanimously.

Higgins presented the request from the Blizzard Snowmobile Club to submit a Capital Improvement Grant application (on behalf of the County) to the Minnesota Department of Natural Resources (DNR) – Minnesota Snowmobile Trails Assistance Program for needed repairs to bridge decking. This being a preliminary application, once the DNR has reviewed and awarded a grant dollar amount, it will be brought before the Board for acceptance and approval.

Motion by Commissioner Pierce, seconded by Commissioner Potter,

R-#6/'09

RESOLUTION

APPLICATION FROM THE BLIZZARD SNOWMOBILE CLUB FOR
CAPITAL IMPROVEMENT FUNDING FOR
PRAIRIELAND TRAIL

WHEREAS, this agreement is made between the State of Minnesota and Martin County as it relates to the establishment of the Prairieland Trail; and

WHEREAS, Martin County desires to establish, construct, and maintain public trails; and

WHEREAS, the Minnesota Trails Assistance Program provides grants to local units of government for the construction and maintenance of recreational trails pursuant to the Minnesota Statutes, Chapter 84.83; and

WHEREAS, said Martin County will contract with the Blizzard Snowmobile Club to apply for Capital Improvement Funding to maintain said Prairieland Trail.

NOW THEREFORE BE IT RESOLVED, that the Martin County Board of Commissioners approve of the application for Capital Improvement maintenance funding for the Prairieland Trail, and that the Chairperson and/or the County Auditor/Treasurer be authorized to sign all documents relating to Minnesota Trail Assistance Program Grant request in the amount of \$4,030.00.

Motion by Commissioner Pierce, seconded by Commissioner Potter, and was duly passed and adopted this 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

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

NAYS: None. Duly passed and adopted this 6th day of January, 2009.

Higgins stated that whenever donations to the county are received, the Board must give its approval of acceptance for these donations. The county has received donations for the Martin County Mentoring Network in the amount of \$8,088; and for the Martin County EDA Commission in the amount of \$200.

Motion by Commissioner Potter, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, having the authority to accept donations to county, hereby approve and accept the donations received for the Martin County Mentoring Network in the amount of \$8,088; and for the Martin County EDA Commission in the amount of \$200. Carried unanimously.

Discussion ensued regarding having the State Auditor's office conduct the annual audit of the county's financial statements. The concern is the high cost of the State Auditor's Office. Forshee stated that the State Auditor's are working on the CY2007 budget and scheduled for auditing CY2008 as well. Typically the State Auditor's audit for three years and decide whether to allow the county out to private audits. After further discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler to approve and authorize the James Forshee, Martin County Auditor/Treasurer to send a letter requesting the State Auditor's Office requesting that the county be allowed to go to bid for private auditing firm due to high costs of the State Auditor's Office to conduct the county audit beginning with the CY2008 audit year. Carried unanimously.

Board recessed at 11:01am
Board reconvened at 11:09 am

Forshee presented the revised CY2009 levy and Budget stating that just recently the Department of Revenue provided the county with its certified levy in the amount of \$10,284,475 and that the Board approved a levy was \$10,572,236 a difference of \$287,761 less than was originally approved. Adjustments have been made to the CY2009 budget by adding \$287,761 of revenues that were not included in the budget (wind production tax and the annual MCIT dividend). After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Boler, to approve the revised resolution establishing the CY2009 Tax Levy.

R-#7/'09

REVISED RESOLUTION

ESTABLISHING THE TAX LEVY FOR YEAR 2009 COLLECTIBLE IN 2010:

WHEREAS, the Martin County Board of Commissioners duly considered budgets to determine the tax levy to be collected in 2009.

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 2009 and collectible in the year 2010 be as follows to-wit:

	<u>Net Levy</u>
Revenue Fund	\$ 4,644,942
Boat/Snowmobile	\$ 7,027

Park & Recreation	\$ -0-
Road & Bridge Fund	\$ 2,238,334
E911 Fund	\$ -0-
Solid Waste Management Fund	\$ -0-
Library Fund	\$ 608,091
Human Service Fund	\$ 2,193,044
Building CIP Fund	\$ 250,000
Debt Service Fund/Hwy Debt Service	\$ 265,418
Tax Forfeited Land	\$ 15,000
Economic Development	<u>\$ 62,619</u>
TOTAL TAX LEVY	\$10,284,475

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 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

Motion by Commissioner Pierce, seconded by Commissioner Potter to approved the revised resolution establishing the CY2009 budget.

R-#8/'09

REVISED RESOLUTION

ESTABLISHING THE FUND EXPENDITURES AND REVENUES
FOR THE YEAR 2009

WHEREAS, the Martin County Board of Commissioners duly considered fund Expenditures and Revenues for the year 2009.

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 2009, is as follows:

	<u>Expenditures</u>	<u>Revenues</u>
Revenue Fund	\$ 7,775,235	\$ 3,130,293
Parks & Recreation	\$ -0-	\$ 38,000

Road & Bridge	\$ 7,259,601	\$ 4,983,267
E-911 Fund	\$ 60,500	\$ 110,000
Boat & Water/ATV	\$ 17,959	\$ 10,932
Solid Waste	\$ 259,260	\$ 300,150
Library	\$ 634,091	\$ 26,000
Law Library	\$ 19,000	\$ 19,000
Human Services	\$ 2,193,044	\$ -0-
Recorders Technology Fund	\$ 54,868	\$ 51,240
Recorders Compliance Fund	\$ 144,210	\$ 64,824
Building CIP Fund	\$ 75,000	\$ -0-
Human Services Building	\$ 135,000	\$ 159,032
Debt Service	\$ 265,418	\$ -0-
Prairieland Debt Service	\$ 333,745	\$ 333,745
Forfeited Land	\$ 19,000	\$ 4,000
ISTS Loan	\$ 213,800	\$ 125,000
Martin County Express	\$ 650,000	\$ 672,300
Ditch Repairs	\$ -0-	\$ -0-
MC Area Redevelopment Agency	\$ -0-	\$ 10,000
Economic Development	\$ 111,619	\$ 49,000
General Tax Levy	\$ -0-	\$ 10,284,475
TOTAL	\$ 20,221,350	\$ 20,371,258

Upon motion by Commissioner Pierce, seconded by Commissioner Potter, and carried, said resolution was duly passed and adopted this 6th day of January, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, County Coordinator

Higgins stated that the State is facing a projected budget short for FY09 of approximately \$426 million. The Governor has made unallotments to county program aid to all counties. Martin County's unallotment amount was \$182,485 for CY2008. Needless to say this created a shortfall in the county budget. Furthermore the state is projected to have over a 4.9 billion dollar shortfall over the next biennium FY10 -FY11. Again, the county is faced with reduction in County Program Aid and other state aid (including state grants the county has budgeted in CY2009. Without clearly knowing how much state aid the County may be cut, one way to begin addressing this potential shortfall, would be to reduce budgeted expenditures including allocation request from outside agencies (i.e. Martin County Fair, Red Rock Center, Martin County Historical Society. etc) or at least delaying payments until June/July after the legislature has adjourned at which time the Board can then make a determination on the requests.

Commissioner Pierce stated that he did not think the county should stop payment on such requests.

Commissioner Schmidtke stated that if there are to be any reductions, it should be across the board which would include these allocations. After further discussion,

Motion by Commissioner Potter, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, due to the projected State Budget shortfall of over \$4.9 billion for FY10 -FY11 (as well as the following biennium) and the potential loss of revenue from state aid(s) which were included in the CY2009 County budget, the Board directs that allocation payments be withheld until at least after the February 11, 2009 meeting Department Directors, at which time the County staff and Board will have a better understanding of the impact of the State's projected budget deficit on the county and to direct the County Coordinator to notify the various agencies of the potential reductions and delay of payments. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Boler to ratify approval of the second December, 2008 run of bills paid by the Auditor/Treasurer. Carried unanimously.

Warrants received and paid December 30, 2008 are registered on file in the Auditor/Treasurer's Office as follows:

Revenue Fund – Warrants Approved December 30, 2008	\$112,247.65
Park & Recreation Fund	\$ 64,272.42
Recreation and Safety Fund	\$ 1,026.75
Martin Co. Economic Development Authority	\$ 696.68
Solid Waste Management Fund	\$ 474.67
Law Library Fund	\$ 750.00
Martin County Transit Fund	\$ 378.26
Building – CIP – Fund	\$ 1,140.50
Bank Building Fund	\$ 379.25
Taxes and Penalties Even Years	\$ 6,076.00
Taxes & Penalties Fund	\$139,019.54
Forfeited Tax Fund	\$ 391.50
Grand Total	<u>\$326,853.22</u>

Higgins reviewed the information included in the Board packets including recognition of the Certificate of Excellence received from the Minnesota Counties Insurance Trust (MCIT) pertaining to the low loss ratio on property casualty claims in 2008, and reference sheet of expenses eligible for use of E911 funds.

The Board reviewed calendars and previous and upcoming meetings and activities.

Motion by Commissioner Pierce, seconded by Commissioner Potter to move into closed session per MN Statute 13D.05 to conduct performance review of the County Coordinator. Carried unanimously.

Meeting closed at 11:45am. Those present were Commissioners Donnelly, Schmidtke, Pierce, Boler, and Potter. Also present was Scott Higgins.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke to move to open session. Commissioner Donnelly stated the Board has determined that the overall performance of the County Coordinator is satisfactory.

Chairman Donnelly recessed the meeting at 12:00pm.

Chairman Donnelly reconvened the meeting at 12:20pm for the joint meeting with the Martin County Soil and Water Conservation District Board. Those present were: Commissioners Donnelly, Schmidtke, Potter, Boler, and Pierce. Also present were James Forshee, Scott Higgins, Deb Mosloski, and members of the SWCD Board and Kathy Smith, SWCD Manager.

Smith gave an update on the projects being done with the local water plan and wetland conservation act (WCA) and submitted a written report for the record. Smith stated that the Martin County Water Plan advisory committee continues to meet quarterly. The future goals and objectives of the water plan include working in the Okamanpiedan watershed-this border lake has not had much attention in a number of years. Hoping to get some of the funding to conduct other water plan projects through the new Minnesota clean water legacy constitutional amendment which past last November, which is divided 33% earmarked for habitat development, 33% clean water, 14% dedicated to the arts, and remaining balance to be used for trails of regional significance in which the county has an opportunity to connect the trail from Mankato into Lake Okoboji (Iowa) area.

Mosloski informed the group that the county was one of the recipients of a \$50,000 grant from the Board of Soil and Water Resources (BWSR) to be used for electronic storage of ditch records and expected to begin the project as soon as the work plan is approved by BWSR and the money is in hand.

There was discussion on the establishment of the one rod (16ft) open drainage ditch buffers. The response was that the SWCD continues to work with landowners in educating in the one rod buffer zone along open ditches, which generally seems to be going well. Overall, the SWCD continues to mark and seed such areas. There was discussion and the need to repair a drainage culvert along a rail road tracks west of Sherburn and the difficulty in working with the railroad company in getting it fixed. It was stated the need to take pictures and to continue to bring up the matter with the appropriate railroad officials.

With no further business to wit, Chair Donnelly declared the meeting adjourned. Meeting adjourned at 1:28pm.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Chair

ATTEST: _____
Scott Higgins, Martin County Coordinator