

PROCEEDINGS OF THE
MARTIN COUNTY COMMISSIONERS
TUESDAY, AUGUST 4, 2009
@ 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 Donnelly.

Commissioners present were Potter, Pierce, Schmidtke, and Boler. 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, Jennifer Brookens, Sentinel Newspaper, Julie Walters, Administrative Assistant, and members of staff.

Motion by Commissioner Pierce, seconded by Commissioner Boler, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda with the following addition: Consider Setting Special Public Hearing meeting date for JD #47 Bond Financing. Carried unanimously.

Motion by Commissioner Potter, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the July 21, 2009 regular Board of Commissioners meeting as presented. Carried unanimously.

Kevin Peyman, Martin County Highway Engineer, presented his recommendation for step increase for Jeff Hall, based upon his performance evaluation.

Motion by Commissioner Potter, 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 based on performance evaluation and according to Union Contract for: Jeff Hall, Maintenance Worker II, from Grade 11 Step 8 at \$18.97/hour to Grade 11 Step 9 at \$19.42/hour, effective August 1, 2009. Carried unanimously.

Peyman continued with a department update stating that they are near completion of the County Road 36 paving, shouldering, and striping project; a preconstruction conference with SMC will take place on Wednesday, August 5th, concerning starting dates for two overlays and CSAH 26 shouldering project; and they are currently in the process of requesting quotes from local contractors to repair various worn spots on gravel roads in the county, beginning with County Road 118.

Captain Jeff Markquart, Martin County Sheriff's Office, presented the Sheriff's Office Update including: enhancement of our courtroom security including a Magnetometer metal detector and see through security lockers for holding cell phones and potential weapons outside of the courtroom, as well as providing full-time licensed Deputy Security for court dates; Martin County Emergency Management has been working with Public Health and the Minnesota Department of Health on H1N1 Flu preparedness; no

action yet on replacement of part-time corrections officer; and presented the quarterly report to the Ceylon City Council on July 14th.

Markquart presented the GeoComm, Inc. renewal contract for providing E-911 System Maintenance Consulting Services for the Martin County Sheriff's Office. Markquart stated the current contract expires September 30, 2009; and that the renewal contract includes GIS Data Maintenance Services and Software Support Services with an annual fee of \$5,000.00 (a \$350.00 increase over last year). Markquart noted the renewal agreement will be in effect from October 1, 2009 through September 30, 2010.

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 between GeoComm, Inc. and Martin County, for professional services for E-911 System Maintenance Consulting Services effective October 1, 2009 and continuing through September 30, 2010 in the amount of an annual fee of \$5,000.00. Carried unanimously.

James Forshee, Martin County Auditor/Treasurer, presented a draft letter to the South Central Minnesota Regional Radio Board of Martin County's intentions for our share of the Public Safety Interoperable Communications (PSIC) Grant Program for funding interoperable communications projects. Grant funds in the amount of \$8,781.00 are to be matched by Martin County, and used for the purchase of mobile/portable radios that are ARMER approved.

Commissioner Pierce, Board Member of the South Central Minnesota Regional Radio Board, stated that at a recent meeting he was informed that this grant money can only be used for 800 MHz radio systems; a system which Martin County does not currently have and isn't intending to get at this point. Pierce continued, in the event that something changes and Martin County does move to an 800 MHz system, we will want this funding earmarked for the County. Signing this letter regarding the PSIC grant funds does not commit Martin County for the 800 MHz radio service.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign a letter to the South Central Minnesota Regional Radio Board of Martin County's intent to match Public Safety Interoperable Communications (PSIC) grant funds in the amount of \$8,781.00 for the purchase of mobile/portable radios that are ARMER approved, in the event that Martin County has determined to switch over to an 800 MHz radio system. Carried unanimously.

Rebecca Bentele, Victim Witness Program Coordinator, stated that she received notification from the Office of Justice Programs Crime Victim Services that there are Emergency Funds available in the amount of \$1,200.00; with disbursements of \$600.00 for the period of July 1, 2009 to June 30, 2010; and a \$600.00 disbursement for the period of July 1, 2010 to June 30, 2011. Bentele went on to state the Emergency Funds are an additional source of supplemental funding to aid in direct services to victims of crime.

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 Emergency Fund Agreement as is necessary for accepting funds in the amount of \$1,200.00 on behalf of Martin County.

R-#34/'09

RESOLUTION AUTHORIZING EXECUTION
OF EMERGENCY FUND GRANT AGREEMENT

BE IT RESOLVED that Martin County, MN will enter into a cooperative agreement with the Office of Justice Programs in the Minnesota Department of Public Safety.

BE IT FURTHER RESOLVED that funds for this grant contract in the amount of \$1,200.00 with disbursements of \$600.00 for the period of July 1, 2009 to June 30, 2010; and a \$600.00 disbursement for the period of July 1, 2010 to June 30, 2011 are for emergency funds to county and city prosecutors and victims assistance programs to reimburse crime victims who have emergency needs under MN Stat. 611A.675.

BE IT FURTHER RESOLVED that the Martin County Board Chair is hereby authorized to execute such agreements and amendments, as are necessary to implement the project on behalf of Martin County.

BE IT FINALLY RESOLVED upon a motion by Commissioner Schmidtke, and seconded by Commissioner Potter, and was unanimously carried.

Resolution duly passed and adopted this 4th day of August, 2009.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Board Chair

ATTEST: _____

Scott Higgins, County Coordinator

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

NAYS: None. Resolution duly passed and adopted this 4th day of August, 2009.

Norman Langford, representing the Martin County Preservation Association, presented and information update including plans to rebuild the front steps outside the Red Rock Center for the Arts building. Langford stated that due to the state's deadline for grant funding applications, it was necessary for the Martin County Preservation Association to obtain the signature of the Board Chair on July 24th, 2009 in order to hand deliver the application for consideration of their \$10,000.00 funding request. Langford noted that

any grant award will need to be matched dollar for dollar by in-kind services and that the County is not responsible for any grant match.

Motion by Commissioner Pierce, seconded by Commissioner Potter, to ratify resolution for continued support of the state capital Grants-in-Aid Program; and that Board Chair and/or Norman Langford is hereby authorized to act on behalf of applicant.

R-#35/'09

RESOLUTION OF SUPPORT
FROM A DESIGNATED AGENCY

BE IT RESOLVED that Martin County act as a sponsoring agency for the state capital County and Local Preservation project (ML 2006, Chapter 258, Section 23, Subdivision 4; as amended by Chapter 283, Section 3.); and acknowledges herewith that it is willing to be the project sponsor; knowing full well that such sponsorship includes a willingness to secure and guarantee the local share of costs associated with this project and responsibility for seeing this project through to completion, with compliance of all applicable laws, rules, and regulations.

BE IT ALSO RESOLVED that Martin County Preservation Association has a demonstrated ability and a plan to fund the program(s) intended for the future use of the facility.

BE IT FURTHER RESOLVED that Norman Langford is hereby authorized to act on behalf of this applicant.

BE IT FINALLY RESOLVED upon a motion by Commissioner Pierce, seconded by Commissioner Potter, and unanimously carried.

Said Resolution was duly passed and adopted this 4th day of August, 2009.

SIGNED:

WITNESSED:

Board Chair, 7/24/09

County Coordinator, 7/24/09

CERTIFICATION OF ELIGIBILITY

I hereby certify that Martin County is a public entity as defined by Minnesota Statutes 16A.695.

SIGNED:

County Coordinator, 7/24/09

Roll Call AYES: Commissioners Boler, Schmidtke, Potter, Pierce, and Donnelly.
NAYS: None. Ratified resolution duly passed and adopted this 4th day of August, 2009.

Commissioner Boler inquired if the new constitutionally dedicated sales tax for the arts would fund part of this request.

Langford stated that the sales tax for the arts funding is not currently available; but that the Martin County Preservation Association's name has been submitted for future funding when it becomes available.

Forshee stated there is tax forfeited property, Lots 30-34 (inclusive), Block 12 Village of Dunnell, in the City of Dunnell, MN that is just north of our county Highway Shop. The property was tax forfeited in 1979 and since that time, no one has purchased the land which is comprised of five open lots. The Highway Shop has been using the property for storage for many years. Forshee recommends preparing and signing a quit claim deed for transfer of the parcels from the State of Minnesota to Martin County's name. Forshee noted that there are no taxes now due on the property.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Martin County Auditor/Treasurer's Office to move forward in obtaining the five parcels, Lots 30-34 (inclusive), Block 12, Village of Dunnell, of tax forfeited land located in Dunnell, MN via Quit Claim Deed or the legal requirements and documents to obtain the property. Carried unanimously.

Higgins stated a special meeting date of August 11, 2009 has been requested for authorizing the issuance of bonds for the JD #47 Improvement Project. Higgins went on to state that the county's finance consultant, Bill Fahey, will be in attendance requesting Board approval to issue the bonds.

Consensus of the Board is to hold a special public hearing on Tuesday, August 11, 2009 at 9:30 a.m. in the Commissioners Board Room for JD #47 Bond Financing Approval.

Forshee stated he received a telephone call from Hjerpe Contracting, Inc. of Hutchinson, MN (contractors for the JD #47 Improvement Project) requesting to be paid twice per month instead of the County's once per month payment cycle. After discussion,

Motion by Commissioner Boler, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize James Forshee, Martin County Auditor/Treasurer to provide for bimonthly payments to Hjerpe Contracting, Inc. of Hutchinson, MN for the JD #47 Improvement Project. Carried unanimously.

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

Commissioner Pierce shared information received at a recent meeting with the Public Service Answering Point (PSAP) about a tour he took of the Dakota County Communications Center. Pierce stated he was impressed that the Center receives all calls from the surrounding area including police and sheriff, hospital and ambulance. No calls go into the Hastings Police Station or ambulance service. The Center answers all 911 calls. Pierce suggests the rest of the Board tour the facility if they have a chance.

Stephanie Busiahn, Director of the Fairmont Convention & Visitor's Bureau (CVB) and the County's representative to the Southern Minnesota Tourism Association (SMTA) updated the Board on the activities of the Fairmont CVB along with the SMTA. Busiahn also requested the Board consider CY2010 budget allocations for the CVB in the amount of \$3,000.00 and the SMTA in the amount of five cents per capita. Busiahn noted SMTA now consists of 37 counties with 36 of them funding; and that the state just went through a repositioning period and moved some of those counties. There are three counties that SMTA has lost which include Kandiyohi, Meeker, and McLeod as they have moved up to a central lakes region which they felt was more fitting for them. Busiahn went on to note that Kandiyohi County did see the impact that SMTA had on their business and has continued to fund SMTA in addition to being a part of the Lakes Region.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby receive and file the CY2010 Appropriation Request from the Fairmont Convention & Visitor's Bureau in the amount of \$3,000.00 and the Southern Minnesota Tourism Association in the amount of five cents per capita. Carried unanimously.

The Board recessed at 10:10 a.m.

The Board reconvened at 10:16 a.m.

Tim Penny, President & CEO of Southern Minnesota Initiative Foundation (SMIF), was present to personally thank the Commissioners for their reliable and consistent support. Penny stated SMIF is a foundation of about \$5 million dollars in size. SMIF invests in the region's future growth through grants, loans, technical expertise, and partnerships that foster community assets via workforce readiness (Early Childhood Education, Experiential Career Education, Engaged Elders, and New Immigrants) and entrepreneurial activity – especially in areas of bio-medical, bio-agriculture, and alternative energy. SMIF is well diversified which means that we can be a very stable partner with the groups and organizations we work with.

Commissioner Boler stated the May 6th Area Career Exploration (ACE) project was a success and hopes that it helped the high school students see the wonderful career opportunities right in their own back yard, and was positive and well received within the community. Boler continued that the program should incorporate all high school students and not just be geared toward sophomores. We need all these young people coming back to join the workforce in Martin County.

Penny stated he would pass this information along to those that helped organize the May event

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby receive and file the Southern Minnesota Initiative Foundation request for Budget Allocation for CY2010 budget consideration. Carried unanimously.

Higgins telephoned Bill Fahey of Northland Securities, Inc. (County Financial Consultant) to verify the procedure and expectations of the JD #47 Ditch Improvement Financing. Fahey stated closing documents were not yet available for today's Board meeting; and that he recommends setting a special meeting date next week for finalizing the ditch financing. Fahey stated that he will be attending the special meeting to be held on Tuesday, August 11, 2009 at 9:30 a.m.

Forshee and Higgins reviewed the preliminary departmental budget request with the Board stating that the initial request was a 5.105% increase over CY2009. This increase equates to a total levy of \$10,809,494 or a \$525,019 increase over CY2009 levy. Total requested expenditures of \$19,064,254 and total revenues (excluding levy) of \$8,495,030. Forshee stated that there are levy limits placed on cities and counties this year and we have projected the levy limit to be \$10, 736, 180, which equates to a \$451,705 increase or a 4.39% levy increase over CY2009. Therefore, in order to meet the projected levy limit, there will need to be \$73,386 reduction in the preliminary budget. There was continued discussion and review of various departmental budget requests. No action taken.

With no further business to wit, Motion by Commissioner Schmidtke, seconded by Commissioner Potter, to adjourn the meeting. Carried unanimously.

Meeting adjourned at 11:16 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator