

Martin County Board of Commissioner  
November 17, 2009  
Board Room

Donnelly called the meeting to order at 9:00 a.m., with the following Board members present: Schmidtke, Boler, Potter, and Pierce. County staff present was Scott Higgins, County Coordinator, Terry Viesselman, County Attorney, James Forshee, Kevin Peyman, County Engineer, and Brad Gerhardt. Others present, Kathy Smith, Director Martin County Soil and Water District, Jennifer Brookens, Sentinel Reporter, and Rod Halverson, KFMC/KSUM Radio.

Motion by Pierce, seconded by Schmidtke to approve the agenda with the following additions: Consider Final for SAP 46-626-20, Consider Step Increase for Highway Personnel, Consider Approval for the Request For Proposals (RFP) Regarding Participation Agreement 800mhz Radio System. Carried unanimously.

Gerhardt presented the State of Minnesota Snowmobile Enforcement Grant Contract for FY2010-2011 in the amount of \$3, 373 for each year. The grant is effective October 15, 2009 and expires June 30, 2011. The grant will cover costs related to labor and equipment dedicated to the snowmobile safety enforcement.

Motion by Potter, seconded by Schmidtke,

R-#52/'09

RESOLUTION  
SNOWMOBILE ENFORCEMENT GRANT AGREEMENT

BE IT RESOLVED, that Martin County enter into a grant agreement with the Minnesota Department of Natural Resources for the program entitled Snowmobile Enforcement Grant for FY2010/2011 in the amount of \$3,373.00 annually.

BE IT FURTHER RESOLVED, that Martin County Sheriff's designated representative and Board of Commissioners Board Chair is hereby authorized to execute and sign such grant agreement on behalf of Martin County.

Motion by Commissioner Potter, and seconded by Commissioner Boler, said resolution was duly passed and adopted this 17<sup>th</sup> day of November, 2009.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Steve Donnelly, Board Chair

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

Roll Call: AYES: Pierce, Boler, Schmidtke, Potter, And Donnelly. NAYS: None.  
Resolution passed.

Pierce stated that the Request For Proposal was formulated by the Sheriff's Office staff and needed to receive final board approval.

Motion by Pierce, seconded by Potter to approve and authorize the Sheriff to sign the request for proposal for the 800 MHz radio system for the county. Carried unanimously.

Viesselman gave an update of various matters facing the county including suit filed by the AFSCME #65 Council- Martin County Highway union regarding an alleged unfair labor practice against the county; and tax court cases coming up to include Kmart and the Five Lakes Mall (Fairmont).

Pierce stated his concern for the increased cost in the amount of the Court Appointed attorneys. Viesselman stated that it is partly due to work that is no longer performed by the Public Defenders office. Due to State budget cuts and reductions in the public defenders office.

Peyman presented to final contract for SAP46-626-20-CSAH 26 aggregate shouldering in the amount of \$201,775.50. The original contracted amount was \$185,416.32. There was additional work that needed to be done. Peyman recommended approval.

Motion by Pierce, seconded by Boler, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of the County Engineer, hereby approve the final contract for SAP 46-626-20, CSAH #26 Aggregate shouldering, in the amount of \$201, 775, the original amount of the contract was \$185,41.32. The increased contract amount was for the additional work that needed to be completed. Carried unanimously.

Peyman presented the request for step increase for Scott Jones, Maintenance Crew Foreman due to a satisfactory job performance evaluation.

Motion by Boler, seconded by Schmidtke, upon the recommendation of the County Engineer, hereby approves the step increase for Scott Jones, Maintenance Crew Foreman due to satisfactory performance evaluation, from Grade 14 Step 9-\$24.74/hour to Grade 14 Step 10 at \$25.31/hour effective November 15, 2009. Carried unanimously.

Peyman presented the resignation of Jason Meade, Maintenance Specialist I effective November 27, 2009 and to fill the vacancy.

Boler inquired if it would be possible rather than fill the position with a full time person, if it would be possible to fill with part time personnel. Peyman responded that it is possible, but the need is there for a full time person.

Motion by Pierce, seconded by Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby accept the resignation of Jason Meade, Maintenance Specialist

I, effective November 27, 2009; and to approve and authorize advertising for recruitment to fill the vacancy of the Maintenance Specialist I position for the Martin County Highway Department. Carried unanimously.

Flitter presented the list of Martin County Septic Loans for 2009 for certification and assessment to property taxes for those listed in the amount of \$89,347.05. After Board consideration and review,

Motion by Schmidtke, seconded by Pierce, Be It Resolved that the Martin County Board of Commissioners, being presented the listing of the 2009 Martin County Septic Loans in the amount of \$89,347.05 to be certified and assessed to the respective properties, effective for 2010 as follows,

Loans granted during 2009 through the Martin County ISTS Loan Program. Apply the principal and interest to tax statements as a special assessment.

	<b>Name</b>	<b>Parcel Number</b>	<b>Loan %</b>	<b>Years for Loan</b>	<b>Loan Type</b>	<b>Loan Amount</b>
1	Robertson, Jacob	13.013.0350	3	10	<b><u>MC</u></b>	\$ 10,547.08
2	McKean, Tom	18.030.0550	3	10	<b><u>MC</u></b>	\$ 7,010.03
3	Potts, Duane	08.020.0125	3	10	<b><u>MC</u></b>	\$ 8,575.00
4	Malo, Lukus	17.012.0600	3	10	<b><u>MC</u></b>	\$ 8,747.07
5	Ritter, Kenneth	13.023.0900	6	10	<b><u>MC</u></b>	\$ 10,167.75
6	Wolle, Lyle	20.005.0700	6	10	<b><u>MC</u></b>	\$ 9,472.00
7	Nelson, David	08.023.0800	3	10	<b><u>MC</u></b>	\$ 15,292.43
8	Hartwig, Dwain	07.029.0500	3	10	<b><u>MC</u></b>	\$ 7,520.00
9	Nelson, Ferne	22.040.0150	3	10	<b><u>MC</u></b>	\$ 12,015.69
<b>GRAND TOTAL AMOUNT OF LOAN DOLLARS</b>						<b>\$ 89,347.05</b>

Carried unanimously.

Pierce inquired the status of septic compliance throughout the county. Flitter replied approximately 70% and partly due to the septic loan programs and the requirement of septic compliance during the transfer of properties.

Flitter stated that annually the County Board set the interest rate for the Martin County Septic Loan program, stating that currently the interest rates are 4% and 6% dependent upon the applicant's household income. After discussion,

Motion by Pierce, seconded by Schmidtke Be It Resolved that the Martin County Board of Commissioners, having the authority to adjust the interest rates charged for the Martin County Septic Loan Program, after review and consideration, hereby approve and lower the interest rates for the Martin County Septic loan program from the current interest rates of 3% and 6% (annually) to 2% and 4%(annually) respectively, according to the income level of the applicants as described by the Martin County ISTS Loan Program for CY2010, effective January 1, 2010. Carried unanimously.

Smith presented and reviewed the West Fork Des Moines River Watershed Memorandum of Agreement that encompasses portions of Cottonwood, Jackson, Martin, Murray, Pipestone, and Lyon counties. The watershed is approximately 1, 334 square miles. Total Maximum Daily Load assessments began in 2001. Smith stated that it is the goal for those signed to the MOU to leverage funds and resources. After further discussion,

Motion by Potter, seconded by Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Board Chair to sign the Memorandum of Understanding (MOU) between Martin County and Cottonwood, Jackson, Martin, Murray, Pipestone, and Lyon counties for the purpose of leverage resources and funds for the improvement of West Des Moines River Watershed, which covers approximately 1, 334 acres, establishing a technical committee(s) and implementation of the Work Group, which will consist of appropriate staff from the signatory counties and Soil and Water Conservation Districts (SWCD's) and the Heron Lake Watershed District (HLWD), with the HLWD staff serving as the lead agency and fiscal agent if grant funding becomes available for the Project, effective upon signing the MOU. Carried unanimously.

Smith presented and reviewed the proposal for Native Buffer cost-share program for the project located in Manyaska Township, County of Martin, MN, located on the east edge of City of Sherburn in the south ditch of County Highway #26. The area is approximately 900 feet long, eight feet wide, with a slide slope of approximately 28 feet wide. A diverse mixture of wetland and wetland edge plants and other vegetation will be planted. Once the site is established, it will be used as an educational site for area residents and students demonstrating what native wetland vegetation can look like. The estimated cost for the project is \$10,680, with 75% cost share of \$8,010 with Martin County being the applicant to the State Cost-Share Assistance.

Motion by Schmidtke, seconded by Boler Be It Resolved that the Martin County Board of Commissioners, approve and authorize the Martin County Soil Water and Conservation District (SWCD) to sign the State Cost-Share Assistance agreement for the installation of the Native Buffer project near the City of Sherburn, MN for an estimated cost in the amount of \$10,680 with a cost share estimated to be \$8,010. Carried unanimously.

Forshee reviewed the request of lease of new postage machine for the county from Mantronic Mailing Systems, Inc. for a 63 month lease as follows, \$171.54/month for the first six months and \$216.54 per month for the next 57 months, along with \$1,040 per

year maintenance agreement. Also, for the “old” machine the company will provide a \$2,000 trade in. After discussion,

Motion by Pierce, seconded by Schmidtke, to approve the lease agreement with Mantronics Mailing Systems, Inc. and authorize the Auditor/Treasurer to sign the agreement for a 63 month lease as follows, \$171.54/month for the first six months and \$216.54 per month for the next 57 months, along with \$1,040 per year maintenance agreement, whereas, the county will receive \$2,000 trade-in for the existing postage machine. Carried unanimously.

Motion by Pierce, seconded by Schmidtke to approve the payment of bills for month of November 2009, including the Highway and Ditch bills submitted for payment. Carried unanimously.

The Board review previous and upcoming meetings; thank you letter from the Southern Minnesota Initiative Foundation; and the third quarter 2009 Transit Expanded Service hours report.

The Board reviewed the CY2010 preliminary summary budget. The 2010 preliminary budget had an excess of proposed expenditures in the amount of \$60,842. After further discussion,

Motion by Schmidtke, Seconded by Potter to approve the use of reserves for the projected CY2010 preliminary budget in the amount of \$60,842. Carried unanimously.

With no further business to wit,

Motion by Pierce, seconded by Potter to adjourn at 10:55 am. Carried unanimously.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Steve Donnelly, Board Chair

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