

PROCEEDS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 15, 2012
@ 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 Steve Donnelly.

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

Motion by Commissioner Pierce, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda with the following: Delete 3.1 Review of May 1, 2012 regular Board of Commissioners meeting minutes; and Add 8.14 Discuss Parking Space Rental in County Owned Gravel Parking Lot, and 8.15 Discuss Request from Interlaken Heritage Festival Committee to use County Owned Gravel Parking Lot for Food Vendors. Carried unanimously.

Dennis Lockwood, Fairmont Substance Abuse Prevention Coalition Member, was present to request a representative from the County Board be appointed to the Fairmont Substance Abuse Prevention Coalition. Lockwood stated in 2011 Youth First, Inc. requested and received a support letter from the commissioners to execute a grant agreement with the Minnesota State Department of Human Services Alcohol and Drug Abuse Division to provide the coordination, education, training enforcement and coalition activities to prevent and address underage drinking and chemical abuse of our youth in the Fairmont area. The grant was received in October, 2011 and a full-time coordinator was hired. The Fairmont Area Substance Abuse Prevention Coalition will implement a variety of prevention strategies to target different aspects of the problem of underage drinking and other substance abuse by Fairmont youth. Lockwood stated there are 14 sectors of our Coalition of which we have roughly 20 members from the community representing law enforcement, probation, schools, business, healthcare, and government. Lockwood is requesting that the County Board appoint a member to serve on the Coalition through 2016 noting meetings are held the 3rd Monday of each month at the Fairmont Junior/Senior High School over the lunch hour.

Chief Brolsma was present and stated prevention works and it makes a difference. I would much rather do that than end up in the prosecution side of things.

By consensus of the Board, it was decided that there will be commissioner representation at the Coalition meetings.

Terry Viesselman, Martin County Attorney, stated the Drug Court Steering Committee has not met yet to discuss the Mentor Case Aide FMJ-FDTC position and therefore again advised the Board to take no action. It is being proposed that the County, through an independent contract, bring on a Mentor/Case Aide to assist Miranda Rosa and the Faribault, Martin & Jackson County Drug Court and Family Drug Court programs. The Mentor will assist the clients in getting and maintaining correct medications, making appointments, getting a job, paying their bills and giving back to the community. The Mentor will also be the primary facilitator of the SOAR Alumni program. The proposed independent contract will be \$10/hour at approximately 20 hours per week average, for a total contract amount of \$10,000 for a year. Viesselman stated that the money through the Fifth Judicial District is the county's money anyway. At this time, there are only five families being served by the Family Drug Court. The funds to pay for the independent contractor are projected to come from the Fifth Judicial Office. At this time, we do not have a draft of the Independent Contract Agreement or arrangement on how the Fifth Judicial District will reimburse the County.

Bev Snow, FMJ Drug Court Coordinator, was present and stated we have money in this account already that I haven't drawn down from this year. So yes, there's money in that account at the District level. There's plenty of money to cover the independent contract. I have had this discussion with Brenda at the Fifth Judicial Office on the state contract and I'm really not understanding the confusion because it's just a simple contract that says the State will be reimbursing whatever we spend.

After further discussion,

By Consensus of the Board, it was decided to table the proposal for Mentor/Case Aid for Faribault, Martin, & Jackson Family Dependency Treatment Court (Drug Court).

Snow introduced newly hired Miranda Rosa, Recovery Specialist with the County's Family Dependency Court. Snow stated that in addition to her recovery specialist services Rosa will also be covering the Drug Court Coordinator's position due to Snow's retirement.

Kevin Peyman, Martin County Highway Engineer, presented a resolution for State Transportation Bond Funds for County and Township Bridges detailing a prioritized bridge replacement list with the County. Peyman noted the Highway Department reviews pertinent data on bridges requiring replacement, rehabilitation, or removal and identifies those bridges that are high priority and establishes a list.

Commissioner Schmidtke noted a correction on Bridge No. 46J30 on the priority list is located on 140th Avenue in Rolling Green Township.

Motion by Commissioner Pierce, seconded by Commissioner Potter,

Martin County Highway Department
Resolution No. 2 - 2012

RESOLUTION FOR STATE TRANSPORTATION
BOND FUNDS FOR COUNTY AND TOWNSHIP BRIDGES

WHEREAS, Martin County has reviewed the pertinent data on bridges requiring replacement, rehabilitation, or removal, supplied by local citizenry and local units of government; and

WHEREAS, Martin County has identified those bridges that are high priority and that require replacement, rehabilitation, or removal within the next five years;

NOW, THEREFORE BE IT IS RESOLVED that the following deficient bridges are high priority and Martin County intends to replace, rehabilitate, or remove these bridges as soon as possible when funds are available,

<u>Bridge No.</u>	<u>Road</u>	<u>Est. Cost</u>	<u>Location</u>
89486	Twp 312	\$165,000	50 th Av. Section 3 Jay Township
L7227	Twp 165	\$350,000	300 th Av. Section 35 Lake Belt Twp.
4074	CSAH 9	\$600,000	Section 2 Cedar Township
L7270	Twp 193	\$200,000	100 th St. Section 18 Jay Township
92361	Twp 299	\$100,000	250 th St. Section 2 Westford Twp.
242	C.R. 140	\$650,000	Section 5 Elm Creek Township
L7219	Twp 041	\$90,000	240 th Av. Section 11 Rutland Twp.
L7218	Twp 046	\$350,000	230 th Av. Section 34 Rutland Twp.
L7232	Twp 329	\$400,000	10 th Av. Section 6 Elm Creek Twp.
661	Twp 038	\$500,000	227 th Av. Section 34 Westford Twp.
932	Twp 228	\$175,000	110 th St. Section 12 Jay Township
934	Twp 188	\$275,000	120 th St. Section 11 Jay Township
L7231	Twp 001	\$275,000	10 th Av. Section 6 Elm Creek Twp.
46J30	Twp 082	\$90,000	105 th St. Sec 17 Rolling Green Twp.
1925	CSAH 53	\$500,000	Section 30 Center Creek Twp.
46501	CSAH 8	\$650,000	Section 20 Tenhassen Township
L7233	Twp 059	\$250,000	10 th Av. Section 19 Jay Township

Furthermore, Martin County does hereby request authorization to replace, rehabilitate, or remove such bridges; and

Furthermore, Martin County does hereby request financial assistance with eligible approach grading and engineering costs on township bridges, as provided by law.

Upon motion by Commissioner Pierce, seconded by Commissioner Potter, and carried said resolution was duly passed and adopted this 15th day of May, 2012

BOARD OF COMMISSIONERS
MARTIN COUNTY, MINNESOTA

By: _____
Chair, Martin County
Board of Commissioners

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 15th day of May, 2012.

Scott Higgins
County Coordinator

Roll Call AYES: Commissioners Schmidtke, Belgard, Potter, Pierce, and Donnelly.
NAYS: None. Resolution duly passed and adopted this 15th day of May, 2012.

Peyman stated bid letting for S.A.P. 46-639-013 Concrete Surfacing for CSAH 39 Reconstruction was held on Thursday, May 10, 2012 at 10:00 a.m. at the Martin County Highway Department – Fairmont, MN and that four bids were received:

Bid Results
Martin County, Minnesota

Letting on May 10, 2012 at 10:00 a.m.
Martin County Highway Department
Fairmont, MN 56031
507-235-3347

Bidders	Base Bid
Flynn Company, Inc.	As Read: \$2,109,337.70 As Calculated: \$2,109,337.94
Southern MN Construction	\$2,131,237.25
Duininck, Inc.	\$2,266,510.00
Civil Ag Group, Inc.	\$2,538,373.90

Engineer's Estimate	\$2,356,712.00
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All base bids were tabulated and found to be correct with the exception of one item for Flynn Company, Inc., that resulted in an adjustment of twenty four (\$. 24) cents.

Peyman reviewed the bids stating that due to heavy truck traffic on County Road 39 west of Fairmont the road is to be repaved, which will include closing the Interstate 90 exit.

With the exception of the stretch adjacent to the Martin County Fairgrounds that was resurfaced in 2007, the entire stretch of County Road 39 from County Road 26 (Bixby's corner) to the interstate exit will get new concrete pavement this summer along with an acceleration lane, dedicated turning lanes and paved shoulders. The first portion of the project will be the north side, including the I-90 exit. Peyman noted the state is also doing some work on the I-90 on and off ramps. Peyman went on to note it is expected the exit will be closed for about three weeks during which time truck traffic will be detoured through Fairmont. This northern portion of the work is to be completed before the Martin County Fair commences on August 13, 2012. After August 21, phases two and three of the project will begin with the southern portion from County Road 26 to the railroad crossing being closed to traffic for about three weeks. The intersection of county roads 39 and 26 will be done in increments in order to avoid closure of the crossing. Peyman stated once the concrete surfacing bid is awarded we will have more specific dates for the detours. Peyman recommends low bid award to Flynn Company, Inc.

Motion by Commissioner Pierce, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, after the appropriate advertisement for bids; and upon receiving bids for S.A.P. 46-638-013; and upon the recommendation of the County Engineer, hereby approve and award the low bid for the Concrete Surfacing for CSAH 39 from Intersection with CSAH 26 to Interstate 90 (Bixby corner to I-90 ramp) to Flynn Company, Inc. of Dubuque, Iowa in the amount of \$2,109,337.94; and to authorize the Chair and County staff to sign and execute the necessary documents for the listed project. Carried unanimously.

Peyman stated that Bid Letting for C.P. 12:08 Maintenance Gravel Production (Smith Pit) was held on Thursday, May 10, 2012 at 10:00 a.m. at the Martin County Highway Department – Fairmont, MN, and two bids were received. Peyman recommends low bid award to Sweetman Sand and Gravel.

Bid Results
Martin County, Minnesota

Letting on May 10, 2012 at 10:00 a.m.
Martin County Highway Department
Fairmont, MN 56031
507-235-3347

Bidder	Quantity	Unit Price	Total Price
Sweetman Sand and Gravel	36,000 Ton	\$2.85	\$102,600.00
Hard Rock Screening, LLC	36,000 Ton	\$3.34	\$120,240.00

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, after the appropriate advertisement for bids; and upon receiving bids for C.P. 12:08; and upon the recommendation of the County Engineer, hereby approve and award the low bid for Maintenance Gravel Production to Sweetman Sand and Gravel in the amount of \$102,600.00 (\$2.85/ton); and to authorize the Chair and appropriate County staff to sign and execute the necessary documents for the listed project. Carried unanimously.

Chairman Donnelly opened the public hearing for acceptance of the Petition and Viewer’s Report for use of CD #72 drainage system as an outlet for Pork Behrens Farms, Inc., and Douglas and Lorna Bicknase. Those present were Potter, Schmidtke, Donnelly, Pierce, and Belgard. Also present were Kurt Deter, Attorney with Rinke Noonan of St. Cloud, MN, James Forshee Auditor/Treasurer, Scott Higgins, County Coordinator, Deb Mosloski, Martin County Drainage Specialist; Duane Behrens, Pork Behrens Farms, and Doug Bicknase, Petitioners.

Kurt Deter, Attorney with Rinke Noonan (representing the County) stated he provides legal counsel to the Board and I just want to go through a little bit of the purpose of the hearing so we all know what the process is. Under 103E which is the Drainage Code in Minnesota only land within the assessed area of a system can use the system as an outlet without express authority from the drainage authority which is the County Commissioners. Landowners have the right for land that is not assessed to petition into the system and that’s what has happened in this case there’s been a petition submitted to the Drainage Authority under 103E.401 requesting that express authority. It’s kind of a two step process. The first issue is the capacity of the system. The petitioners come forward and say we would like to get into the system the Board then determines whether there’s adequate capacity in the system. Sometimes it’s obvious without additional information, sometimes there’s the need for some engineering analysis to determine exactly what the capacity of the current system is. If the Board decides there is enough capacity then the second step is to set an outlet fee. It’s kind of a franchise fee you have to pay a certain amount to buy into the system, you by whoever the landowner is, didn’t pay when the system was constructed; and then secondly to determine benefits so that if there are future repairs on this system, those in the System will pay their fair share. So the process today in my opinion will be the petitioners will be able to discuss and maybe look at and show what area they would like to have in the system and then it’s open for public comment concerning any capacity issues and then we’ll go to the next step depending on where that first step goes.

Deb Mosloski, Drainage Administrator, presented copies of a letter from Ron Ringquist, Viewer, for investigation and recommendation of an outlet fee and benefits for an outlet into CD #72 for the petition submitted by Douglas Bicknase and Pork Behrens Farms, Inc. for lands in Sections 9 and 10 in Fraser Township.

Owner	Location	Outlet Fee	Benefit Value
Pork Behrens Farms, Inc.	NE ¼ SE ¼ Sec 9	\$4,700.00	\$1,450.00
	SW ¼ SE ¼ Sec 9	\$ 650.00	\$ 175.00
	NE ¼ SE ¼ Sec 9	<u>\$ 650.00</u>	\$ 175.00
		\$6,000.00	
Douglas & Lorna Bicknase	NE ¼ SE ¼ Sec 9	\$4,200.00	\$1,150.00
	NW ¼ SE ¼ Sec 9	\$ 650.00	\$ 175.00
	SW ¼ SW ¼ Sec 9	\$1,300.00	\$ 350.00
	NW ¼ SW ¼ Sec 9	<u>\$1,800.00</u>	\$1,750.00
		\$7,950.00	

The outlet fee is a one-time payment and the benefits should be added to the list of benefited properties and will be responsible for their share of the drainage system maintenance costs. The benefits in SW ¼ SE ¼ in Section 9 should replace the current benefit value.

Duane Behrens, Petitioner, stated actually the property is owned by the Pork Behrens Farms, it's a corporation I farm under. We already own land in Section 15 and Section 16 of Fraser Township. Section 15 is where County Ditch #72 begins. There's a 20" tile that comes under the road on County Road 33 (160th Avenue). The fact that the County Road 38 is going to get rebuilt this summer we started looking at systems because that farm needs to be tiled. There's a low spot in there and the existing tile is not deep enough and does not take the water. It did this last time but just barely got out in time for the corn to survive because the ground was dry. Normally it would sit too long before drying out. It was surveyed, and actually it would take us less digging to the south to Ditch #72 as opposed to going north. I was talking to Doug Bicknase, he owns the property right to the north of it and he's got about 20 acres that would work for him to come into this also. Otherwise, his ground would drain towards Elm Creek. The other thing, where we have to go through the ground is owned by Donny Rudolph had just tiled his farm and would mean cutting across his private tile, which would mean cutting his tile that we'd have to replace and so forth. However, I am not sure of this. So the thought was bringing the tile to the south, and blending it into Ditch #72. I know there was a question about the land south of us going into Ditch #72; however, there is an existing outlet that's on the east side of the county road that already drains right into it. Ditch #72 does not go into this 20" tile and the concern was that that 20" tile would already be overloaded. But really what's going through that 20" tile under the road right now is just our existing ground. I don't know exactly the acres it's probably about 90-100 acres. It really is about the outlet and it would be easier. Gary (Ekstrom) said it would probably be \$5,000 to \$6,000 dollars less digging costs because of the depth of digging to the south as opposed to going to the north. So that's where we're at, that's the reason for this. We have one time to bring it to the south, which is during the time the road is being reconstructed. We could get the tile put in there because at some later date you'd have to bore that road and then it would be prohibited at that time so. That's what we're looking at.

Chairman Donnelly thanked Beherens for his statements and opened the public hearing for Acceptance of Petition & Viewers Report for CD #72.

Billeye Rabbe, Supervisor for Rutland Township, stated our township is at the back end of the drainage system and it's not that we have any real big issues with the guys tiling into the system; except for the fact that when the tile drains in when the Ditch drains into first of all it crosses under a road which is 196th Avenue. That isn't really a big issue that it crosses under there, but when it gets to the other side it floods, and doesn't stay in the natural waterway. It ends up flooding a lot of acres of land. It also flows naturally into a culvert that goes across a township road, Township Road 160th Street into Charlotte Lake. The culvert there is smaller than the culvert. We just redid that culvert three years ago, and we couldn't expand it any bigger than it was by DNR rules. The culvert is smaller than the culvert dumping into that land; therefore it causes the water to go over the road on 160th Street. It also causes water to go over the road in another low area so it really is a road issue of 160th Street. In talking to Deb (Mosloski) that isn't really taken into consideration by the Ditch itself. I'm wondering if the Ditch really has the capacity to do any more work or have any more water dumping into it than it has now. I'm not sure it has the capacity for what it has now. So the concern is about the roads in our township. That is why both Willard Abel and I are here. We're both supervisors for Rutland Township.

Mosloski stated I just want to clarify what Rabbe said. I informed Rabbe that they looked at the capacity of the outlet where he was going into, and not four miles down the stream because there was not an engineer involved in this. Ron Ringquist did not go down and walk all of CD #72 to make sure what was going to happen at the end. This was to see if the 20" culvert was going to be able to handle the number of acres that were going to go in there.

Deter stated I think you've read Ron's letter. If there is a disagreement on capacity and I have no idea if there is or not; but if there is a disagreement I certainly don't have the technical malice to say whether the capacity is there or not. So the Board can either make the decision today based on the evidence you hear or if you think that you do need technical information about capacity because there is some issue about whether you outlet it into the tile or whether you run it farther into the ditch. So you always have that option. I'm not saying you should or shouldn't; but you have that option to say we'd like to have an engineer take a look at it.

Willard Abel stated I'd like to explain this thing the way it is. We got a 7 foot culvert that we just put in going across our road and down at the lake we have a 5 foot culvert with 2½ foot of and there's no flow. There's 2½ foot of water in there and that's where the problem is. It can't take that water. That little natural waterway wasn't designed to take that ditch water and it comes all at once. There is a seven (7) foot culvert feeding into a 2½ foot culvert and you know what's going to happen. So, that's the way it is and we have to close our road 9 times out of 10 maybe a month or two months. When the water is across the road, the road is closed, the school bus has to turn around, you've got fire, you've got ambulance, and we got a lot of liability there. We've had guys run in

there get out of their car and they're in 2½ feet of water. It's a liability problem for Rutland Township.

Doug Bicknase, Petitioner, stated I have no problem going the other way I didn't know there was a problem with any other way. Gary Ekstrom (Tiler) just said it would be easier going the other way and that's why we did it. If this is going to create a problem, we'll go the other way. I don't want any hard feelings.

Duane Behrens stated it was definitely easier for us if we're going to tear roads up and stuff like that.

Commissioner Potter asked Willard Abel where we put that 7 foot culvert in then right on the other side of that culvert is where it becomes a natural waterway, right?

Abel stated in the affirmative, that was the natural waterway.

Commissioner Potter stated the smaller culvert is part of the natural waterway.

Abel stated in the affirmative, and that's down at the lake.

Commissioner Potter stated and that's where the DNR won't let it be changed.

Abel stated in the affirmative. We replaced that one too just real recently but there's 2½ foot of water yesterday.

Commissioner Potter stated that CD #72 is a ditch that was just cleaned last year and then recleaned with FEMA. It had just been cleaned it was really wonderful for those big rains that came the fall of 2010. Because it had just been cleaned some of the natural vegetation on the side was gone and made it more vulnerable to the heavy 8-10" rains that we had. So when we went out with FEMA on a tour, we had just gotten our new ditch person that day, and the FEMA person went out and we had Doug (Bicknase) with us and two of us I think and that was one of the ditches that we looked at that really needed a little bit of work done. But in the letter from Ron Ringquist, Viewer, he feels that the capacity of CD #72 is big enough to handle this thing, the 165 acres; but he also suggests that it could be brought up for our engineer's approval and I guess if you people say you don't want any hard feelings and I know that to be true. Maybe we should do an engineer's report on it to make sure what is right is right if we need to. This is just a suggestion.

Rabbe asked would that also include where it dumps into the land beyond.

Commissioner Potter stated I would think so that they would yeah take it all the way to Charlotte Lake.

Rabbe stated okay, that would be great. There's some lift pump out there on private land that the township pays for. I've no idea why that's there. Willard probably can shed some light on that, but I'm not sure why that's there.

Commissioner Potter stated well one thing we want to keep in mind according to the Viewers figures here is it's going to cost about \$14,000 to get hooked on the tile itself, which is a lot of money, and then once you're on they're going to be levied against Ditch #72 also which is a good thing for the ditch in the long run to add more land levied on to it.

Deter suggested that in fairness to everybody here so that the petitioners know what they're looking at also, that if it would be the Board's decision and you'd like an engineering analysis I always like to tell an engineer what you expect from the engineer and so if you're saying from this point to this point tell us whether that has the capacity or not and what will that cost to make that determination. I think we should let the petitioners know from whatever engineer you appoint what it's going to cost because they may decide well if it's going to cost that for engineering plus this outlet fee maybe we will just do the deeper cut and go north. That's what I would suggest. If you want an engineer report, and if it's Chuck Brandel or whoever you appoint, we can get an estimate of what that's going to cost. Then the petitioner will know ahead of time so they're not spending money they may not want to spend.

Bicknase stated we'll just drop it and go the other way and I'll just pay for Donny's half.

Mosloski stated before you do that I'm just letting you know did you check with the DNR. Did you check with all the other entities to make sure that that's okay to go that way?

Bicknase stated the tile already goes that way.

Behrens stated all those tile are going that way now.

Commissioner Potter stated when this petition first came up I had traveled every inch of that CD #72 before it was cleaned the first time on a 4-wheeler and got quite an education and I thought boy there's not going to be any problem here because it's a huge ditch. There's a lot of capacity and I've never seen it in the twelve years I've been on it with these big rains and such that it has been used up. But I was not thinking about the outlet of the 7 foot culvert. There is of course a natural waterway, which is not part of the ditch system. It is not part of our responsibility. Anyway, I think Kurt (Deter) should explain to those people here. Deter is suggesting that we have Chuck Brandel from I & S Engineering come down and take a look and give an estimate as to what his engineering costs would be before you even start and you guys are entitled to that.

Deter stated that's what I would suggest and I don't represent the petitioners. They can always drop this petition but why not put it in advance for them to kind of re-evaluate their situations, Deb (Mosloski) can get an estimate on the engineering costs and let them

know and if they decided to go ahead we'll reconvene at a later time and they may end up dismissing it. But I don't like people having to make snap decisions in ten seconds here. Give them the option and we can simply continue the hearing and we'll reset the hearing if it is needed in the future.

Commissioner Potter stated he is in favor of the petitioners they've gone through every step just like they should and have done everything in the proper way which has been suggested by the Ditch Administration Office and Kurt Deter/ Deb has been working with them in filing the petition. It's all good up to this point, let's keep it good.

Mosloski stated I just want the petitioners to know that it is at their cost. The petitioners have to pay for that engineer.

Deter stated there is no cost to get an estimate.

After further discussion,

Motion by Commissioner Potter, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, acting as the Drainage Authority for Martin County, hereby set the date of July 17, 2012 at 10:00 a.m. for a Continuation Hearing for using CD #72 as an outlet, at the Martin County Courthouse – Commissioners Board Room; and to direct Deb Mosloski, Drainage Administration, to request a cost estimate from Chuck Brandel, Engineer with I & S Engineering, from lands in Sections 9 and 10 in Fraser Township all the way to Charlotte Lake. Carried unanimously.

The Board Chair thanked those present for their input.

Commissioner Pierce introduced Nancy Haag, MVAC Community Services Director. Pierce stated that the county had earmarked \$50,000 in the 2012 budget to establish a county program that will provide youth ages 16-18 with work experience opportunities with local businesses, government, and other agencies in Martin County in hopes that exposure to such job opportunities will help to ensure youth returning to Martin County for careers after their high school, vocational and college education.

Haag stated that we already deliver a youth employment and career program in Martin County through the South Central Workforce Council and MVAC. However, the proposed Martin County Work Experience Program is an add-on for career minded youth and is not intended to oust or replace current employees. Haag reviewed the two models of the proposed program.

Martin County Work Experience Program 2012

Model I

- 16-18 age of youth
- 200 hrs of work experience at \$7.25 per hour
- Worksites to pay \$500 per worker

- Youth to participate in 2 workshops regarding how to get and keep a job and plan for their future
- Youth to be monitored (in person and phone) every two weeks
 - Cost for processing payroll and other administration = \$3,000
 - Balance = \$47,000 (\$50,000 - \$3,000)
 - Number of youth served – 23 (\$47,000/\$2,056)
 - Cost per participant = \$2,056 (\$1,640 + 416)
 - Work experience wages and fringe costs
 - 200 hours at \$7.25 plus .95 for fringe = \$1,640
 - Processing payroll and other administration - \$3,000
 - MVAC staffing per participant
 - 13 hours x \$32.00 = \$416
 - Activities include recruiting youth and worksites, application review and selection, 2 workshops, placement at worksites, orientation, monitoring, and troubleshooting.
 - The \$500 contribution by worksite will go into a revolving fund for next summer's program

Model II

The program could be targeted to youth completing their senior year of high school or coming home from college for the summer. Staff has participated in business meetings where it has been stated over and over again that somehow we are missing opportunities with youth leaving our community because they see no opportunity for jobs or growth. Using this summer youth program to target these particular youth could start a pilot of education youth to the possible careers in their hometown that exist. This could be accomplished by:

- Collaborating with the Chamber of Commerce and the Economic Development Director to target businesses and government jobs willing to participate in the Martin County Summer Youth Work Program 2012. Businesses willing to participate would prepare a job description of the work a youth participant would do.
- Students can apply for selection by means that can be determined. Some examples would be by submission of an essay explaining why this experience would help them or why they would like to work in a certain field. A selection team including MVAC staff, Chamber staff and businesses can determine which youth participate.
- Jobs we are thinking about include: working with the Chamber office, county attorney, sheriff's office, human services, highway department, 3M, Mayo Health System, renewable energy companies, MVAC, the colleges, agricultural businesses, and banks. Bottom line being that the youth will be exposed to the infrastructure of the city and county businesses that make up our communities. This kind of experience will influence them to consider making their career in Martin County. It will also provide mentoring by business leaders and not just MVAC staff.
- In view of this, we believe there will be a better chance of an employer contribution. It would also differentiate this program from the MVAC's Summer Youth Program, yet fill a community need.

- 17-19 age of youth (those entering high school, just graduating from high school, returning to the county after 1 year of higher education, or have not decided what to do after high school)
- 200 to 300 hrs of work experience at \$7.25 or higher per hour
- Worksites to pay \$500 per worker
- Youth to participate in 2 workshops regarding how to get and keep a job and plan for their future
- Youth to be monitored (in person and phone) every two weeks
 - Cost for processing payroll and other administration = \$3,000
 - Balance = \$47,000 (\$50,000 - \$3,000)
 - Number of youth served – would vary if increased number of hours, or hourly wage (example, working 20 hours @ \$7.25 = 23 youth; or, working 250 hours at \$8.50 = 17 youth)
 - Cost per participant = \$2,056 at 200 hours (\$1,640 + 416)
 - Work experience wages and fringe costs
 - 200 hours at \$7.25 plus .95 for fringe = \$1,640
 - Processing payroll and other administration - \$3,000
 - MVAC staffing per participant
 - 13 hours x \$32.00 = \$416
 - Activities include recruiting youth and worksites, application review and selection, 2 workshops, placement at worksites, orientation, monitoring, and troubleshooting.
 - The \$500 contribution by worksite will go into a revolving fund for next summer's program.

Discussion ensued pertaining to the two program models and asked questions concerning financial participation from the employer; current summer programs; Model II wage and age requirement; and recruitment. After discussion,

Motion by Commissioner Belgard, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve and adopt Model II of the Martin County Work Experience Program 2012; and authorize moving forward with participation in the Program offering summer internship employment to targeted youth at a rate of \$8.00 per hour. Carried unanimously.

Rebecca Bentele, Martin County Victim Services Coordinator, presented and reviewed the proposed job description for the coordinator position for the newly established County Supervised Visitation Program. Bentele requested the board to adopt and approve the job description. Bentele further stated that we hope to start interviews in the month of June hoping to hire by July 1st.

Higgins recommends Grade 8 at \$13.32 per hour. While there are similarities in job responsibilities between the coordinator position for the County Supervised Visitation Program and the coordinator for the Martin County Mentoring Network, the coordinator for the Visitation Program will work approximately 15 hours per week vs. 30 hours per week for the Mentoring coordinator. After discussion,

Motion by Commissioner Belgard, seconded by Commissioner Schmidtke, Be it Resolved that the Martin County Board of Commissioners, hereby approve the job description and classification of the part-time coordinator position for the newly established County Supervised Visitation Program; and approve the classification of the position onto the County's Compensation Plan at Grade 8 at the Step 1 rate of \$13.32/hour. Carried unanimously.

Bentele next presented a request for Board consideration for the advancement of a Master Degree in Social Work. Bentele stated she has presented her request to the County's Personnel Committee and has since applied to the Masters Program for Social Work at the University of Minnesota-Mankato and has been accepted and plan to begin that program. Bentele stated this is a 15 month program and it is a Friday afternoon/Saturday school. Bentele further stated that my proposal is for the Board to allow me to be gone from Friday noons between now and the end of July, 2013. This Masters Program requires an internship and my hope is that the internship will be able to be done here. Bentele noted there will not be anybody in the office on Friday afternoons that can do what I do. My Administrative Assistant is typically scheduled to work Friday afternoons but she does not have direct contact with the victims. I will continue to handle and be available for the Crisis Line, if anything does come up and make the necessary time adjustments.

Higgins stated an employee agreement will be drafted outlining the County's expectations if Bentele is granted her request. Bentele will be responsible for service and meeting deadlines for her Department and the Courts while in the Masters program, including her practicum.

Commissioners expressed their concern over Bentele's additional hours over and above her already busy schedule; and commended her for the good job she does for the Victim Services program.

Motion by Commissioner Schmidtke, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve the request from Rebecca Bentele, Victim Services Coordinator for Martin County, in obtaining a Masters Degree (Social Work) over the period effective May, 2012 – July, 2013; and approves and authorizes the Board Chair to sign the employee agreement outlining the terms and expectations of employee during the aforementioned time period, effective upon signing the agreement. Carried unanimously.

Steve McDonald, MIS Director, presented and reviewed the State of Minnesota Office of Enterprise Technology Joint Powers Agreement that applies to the construction and the subsequent deployment of fiber optic communications network segment between the Courthouse/Security Building and the Human Resource Building. The current T-1 line does not have enough band width to support the needs of our county offices. McDonald stated that he and Cory Survis, IT Director for Faribault and Martin Human Services, have been working with the State of Minnesota for two years trying to come up with a

viable solution. A Joint Powers Agreement was drafted outlining responsibilities of the fiber optic network. The County will:

- Construct and own the fiber optic cable between the Courthouse and Human Resource Building.
- Grant the State an Indefeasible Right to Use (IRU) for a minimum of two pair of single mode optical fibers
- Be responsible for all the ongoing maintenance, locates and repairs of the fiber optic cable.
- Pay the County a one-time charge of \$8,000 for use of the fiber pairs.
- Terminate the dark fiber at both the Courthouse and Human Resource Building locations.
- Use these optical fibers between the Courthouse and Human Resource Building in its own design of the network.
- Install and manage the electronic devices needed to make the network operational.
- All parties will collaborate as necessary while troubleshooting outages and other network incidents and in coordinating maintenance and repair work.
- The total obligation of the State under the terms of this Agreement shall not exceed a one-time payment of \$8,000.00.

McDonald noted the City will bore the fiber for us and will bill us for services. We will pay the City and then I send the bill to the State and the State will reimburse us up to \$8,000.00. There is no monthly expense. The only additional expense would be if someone accidentally cut into the line. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Board Chair and/or Steve McDonald, Martin County IT Director, to sign and execute the State of Minnesota Office of Enterprise Technology Joint Powers Agreement for construction and deployment of fiber optic communications network segment between the Martin County Courthouse located at 201 Lake Avenue, and the Human Resource Building located at 115 W. First Street effective upon receipt of all required signatures; and will remaining full force and effect for a minimum period of ten years. Carried unanimously.

McDonald reviewed there are two fibers here (courthouse), stating that the State of Minnesota rents from Frontier and they bring in our main MNet cost that we pay monthly at \$1,300.00. So we've got 100 meg fiber coming in through Frontier and the State of Minnesota pays that circuit cost and then we pay our monthly share of it for that connection. Courts, Human Services, Law Enforcement, etc. We've got all them coming up here and connected in my office, then they all go out to the State of Minnesota. But there is no fiber to Human Services. We've been trying to figure the least expensive route to get one here and the cheapest is to bore our own. But we'd have to bore two stretches of fiber to make that connection to the Highway Shop. One would be running a section from Human Services down to City Hall and then when they run fiber out to the new City Shop (the old SMC Building) and then from the City Shop to the Highway Department.

Peyman stated they're going to run fiber anyway to the former SMC building to connect the City Offices to the former SMC Shop.

McDonald stated that the whole stretch of fiber will be put in place but there's two pieces missing. We would need to run a stretch from the Courthouse to City Hall to connect to the city's fiber, and which would cost approximately a little under \$4,000. The City is running the fiber out their new maintenance shop (former SMC Building), and then we would run fiber a block to the County Highway Shop. So the cost to complete this connection would be around \$8,000 just to run those two stretches of fiber. And then we'd have to terminate the ends and that's where it's up for discussion if we want to pursue that with the Highway Department's chunk.

Peyman stated at some point we're going to have to do something. The question is, is now the time to do it when we're doing it anyway because so much of what we do is over the internet now so at some point we're going to have to do something. The county would own the stretch from the Courthouse to City Hall, and we'd own from the county shop over at the former SMC building. However, keep in mind the stretch of fiber between the new city maintenance shop and City Hall that we'd just be using or renting from the City. So if it were as simple as putting those two in and then no other charges, I would definitely say it would be the time to do it. It would be worth it at \$7,000; but there was a question of whether they (the City) were going to charge us rent for that middle stretch of fiber and what the rent was going to be. I don't know if we've gotten a firm answer.

McDonald stated we're still working on that. I've been talking to Mike Foster, IT Director for the City of Fairmont and I know Kevin has talked to Troy Nemmers too and we let them know that we're kind of sharing a lot of things between the city and the county. Mike Foster I know doesn't have a problem giving me two chunks of two pairs of fiber to do this; but there are others at the city that would like to rent and it was \$150 per fiber for a total of \$300. I could probably put a 5 Meg circuit in through Frontier for \$260 to \$280 a month. We've given them a lot of information in Pictometry; we give them some data that they dump in for their assessment stuff and their property stuff. There are a lot of things each year that we try to share and work with the City on. After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Potter, Be It Resolved that the Martin County Board of Commissioners, hereby approve moving forward with fiber optic connection between the new City Street Shop (old SMC Building) and County Highway Shop at no cost to the County, otherwise, if there is a cost to the county to bring it back to the Board for further review and consideration. Carried unanimously.

Higgins presented a collection agreement with Grand American Resource, Inc. (GAR) a licensed collection agency for collection of charges and fees from inmates at the Martin County Jail. Higgins stated that GAR has bought out the collection agency we were using and recommended approval of the collection agreement.

Commissioners inquired if the collection rates are the same as the previous collection agency; and if the Martin County Sheriff's Office attempts collection first before turning over to a collection agency.

Motion by Commissioner Belgard, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Martin County Sheriff's Office to enter into an Agreement with Grand American Resources, Inc. for collection of charges and fees from inmates; and authorize the Board Chair and/or Martin County Jail Administrator to sign the Collection Agreement; contingent upon collection fees charged by Grand American Resources, Inc., and that the Martin County Sheriff's Office makes the initial collection attempt. Carried unanimously.

Higgins next presented a request from the Martin County Sheriff's Office to fill the vacancy of a part-time Communications Officer position. Higgins stated there were three slots and only two are filled. Higgins noted this is a replacement position.

Motion by Commissioner Pierce, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize recruitment to fill a part-time Communications Officer position with the Martin County Sheriff's Office. Carried unanimously.

Higgins stated the Martin County Sheriff's Office has submitted the Annual County Boat and Water Safety Grant application and was awarded \$3,110 for FY2012 (a decrease of \$2,427 over FY2011). The effective date of the grant is January 1, 2012 and expires June 30, 2013. Higgins noted the grant will cover expenses incurred for patrol, enforcement, search and rescue, watercraft inspection, waterway marking and accident investigation.

Motion by Commissioner Schmidtke, seconded by Commissioner Potter,

R-#25/'12

RESOLUTION

AUTHORIZING EXECUTION OF ANNUAL COUNTY BOAT AND WATER SAFETY AGREEMENT

BE IT RESOLVED THAT, Martin County enters into a grant agreement with the Minnesota Department of Natural Resources for the program entitled County Boat and Water Safety in the grant amount of \$3,110.00 to cover expenses incurred for patrol, enforcement, search and rescue, watercraft inspection, waterway marking and accident investigation effective January 1, 2012 and expires June 30, 2013.

BE IT FURTHER RESOLVED, that the Martin County Sheriff, Chairman of the Martin County Board of Commissioners, and Martin County Auditor/Treasurer, are hereby authorized to execute and sign such grant agreement on behalf of Martin County.

Motion made by Commissioner Schmidtke, seconded by Commissioner Potter, and duly adopted this 15th day of May, 2012.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Board Chair

ATTEST: _____

Scott Higgins, County Coordinator

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

NAYS: None. Resolution duly passed and adopted this 15th day of May, 2012.

Higgins presented the 2012 Small Load Energy Management Program Agreement between Southern Minnesota Municipal Power Agency (SMMPA) and Martin County that allows the Courthouse and Law Enforcement Center to curtail a portion of their electric usage during peak periods of time. For the interruptions, SMMPA will be paying \$300 per month based on a designated demand of 60 kW. This interruption period will be for the months of June through September.

Motion by Commissioner Pierce, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize participation in the Small Load Energy Management Program between SMMPA and Martin County for 2012. Carried unanimously.

Higgins stated he has received a request from a downtown business to rent a parking space in the County owned gravel parking lot. After discussion,

No action taken on rental of parking spaces in County owned gravel parking lot.

Higgins stated he received a request from the Interlaken Heritage Days (IHD) to use the County owned gravel parking lot on Saturday, June 9, 2012 for festival food vendors.

Motion by Commissioner Pierce, seconded by Commissioner Potter, Be it Resolved that the Martin County Board of Commissioners, hereby approve and authorize use of the County owned gravel parking lot by the Interlaken Heritage Days (IHD) Committee for festival food vendors on Saturday, June 9, 2012. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Belgard, Be it Resolved that the Martin County Board of Commissioners, hereby approve bills to be paid May 15, 2012 as presented; and includes the Martin County Highway Department bills as presented. Carried unanimously.

Warrants Received and paid May 15, 2012 are registered on file in the Auditor/Treasurer's Office as follows:

Revenue Fund – Warrants Approved May 15, 2012, 2012	\$231,606.26
Enhanced 9-1-1 Fund	\$ 724.82
Recreation and Safety Fund	\$ 12.32
Martin Co. Economic Development Authority	\$ 2,186.37
Solid Waste Management Fund	\$ 31,119.68
Law Library Fund	\$ 3,585.31
Martin County Transit Fund	\$ 44,117.39
Ind. Sewage Treatment Sys. Loan FD (ISTS)	\$ 25,167.47
Building – CIP – Fund	\$ 7,781.64
Bank Building Fund	\$ 994.31
	<u> </u>
Total	\$347,295.57
Road and Bridge Funds	\$150,010.68
Martin County Ditch Fund – Warrants Totaled	\$ 94,993.06

The Board reviewed the CY2013 Budget Request Packets; CY2011 Martin County Transit Budget Close-out Summary; South Central Service Cooperative Board of Directors meeting minutes of May 2, 2012; Updated 2012 Martin County Board Standing Committee Assignments; AMC District Meeting Agenda on Wednesday, May 30, 2012 in Hutchinson; and 2012-13 Leadership Martin County Program Application.

Discussion ensued on appointing a board member to the Fairmont Substance Abuse and Prevention Coalition.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the appointment of Commissioner Elliot Belgard to serve on the Fairmont Substance Abuse Prevention Coalition; and to approve per diem and expenses to attend the Coalition meetings. Carried unanimously.

Commissioners presented their Board member reports:

Commissioner Potter stated he attended Human Services Exec. and Leadership Martin County Graduation Program on Wednesday, May 2nd; Numerous Ditch Calls on Saturday, May 5th; Regional Extension Committee at Worthington, MN on Monday, May 7th; Library Board on Tuesday, May 8th; Personnel Committee meeting on Thursday, May 10th; and Prairieland meeting on Friday, May 11th.

Commissioner Schmidtke stated that in addition to numerous ditch calls due to heavy rains, he attended the Martin County EDA meeting on Monday, May 7th.

Commissioner Donnelly stated he attended a Personnel Committee meeting on Friday, May 4th and Monday, May 7th; Department Directors meeting and Bureau 14 on

Wednesday, May 9th; Personnel Committee meeting on Thursday, May 10th; Prairieland and GBERBA Policy meeting on Friday, May 11th.

Commissioner Pierce stated besides this job thing it seems like there's been a lot of meetings just talking so much about this whole ARMER Radio situation. This whole 800 MHz which turned out to be the ARMER System for Minnesota that's something that we've talked about for 15 years. And then when the I-90 Bridge went down the State finally went ahead with this ARMER system and we're going to build all of these towers for the 800 MHz and this was actually after that time that the Feds came out with the narrow band requirement. So while we seem to be switching out a lot to meet the narrow band it's really two separate things. It has to do with interoperability that's what this whole 800 MHz/ARMER System is about so the cops can talk to the ambulance; the ambulance can talk to the Highway Department, all these people because they can't do it now. As far as options we really don't have any unless we somehow sit out here in our own isolated world and not be able to talk to everybody else...we really don't have options other than with the ARMER. I went back and looked over some of the numbers with staying with our existing VHF and narrow banding. I was checking around and now supposedly all but two or three counties in the State of Minnesota have signed up to go ARMER. The one county in our area that hasn't elected to is Waseca County because about three years ago they hired a consultant to upgrade their radio system and the consultant made the decision or whatever to invest in all new VHF radios so they're kind of stuck because they've already spent this huge amount of money. That's why they're staying with the VHF. I know this radio grant is a thorn in our side and there are still some questions there, but I do remember and remind everybody back when we made the decision that we were going to go along with ARMER and head that direction, that grant wasn't out there. So we weren't planning on any money. We knew there was grant money, but we didn't know what or how much. So I'm not sure where to proceed. In talking with Alpha Wireless last week and the Sheriff got to thinking about if there were ten times as many radios as we needed sitting in the warehouse and storing them up in Mankato. The question was asked of the county rented the radios, what effect would this have on future grant applications. The grant applications are identical for the various counties and why this one gets okayed and this was not. There are not a lot of criteria to go by.

Commissioner Belgard stated the process is very subjective to whoever happens to be reading it. And those grants were never initially meant to do the radio thing. They were meant for equipment for firefighters and pretty much everybody has what they need for equipment so now they've kind of expanded it out. But it is almost unfortunate the way they're doing it that some are getting funding and some aren't. It's not equitable.

Commissioner Schmidtke stated without these radios though all their equipment is really not needed because without the radios you don't know where the heck you're going. The equipment in your vehicle isn't going to do you any good.

Commissioner Belgard stated they're always going to have radios that can get by with that interoperability thing so the person sitting the dispatcher can connect you to just

about anyone anywhere. You can't do it with your radio but your dispatcher...they're going to have a lot of training and they're going to be able to connect you all the way to the west coast if need be.

Commissioner Pierce stated what we said from the beginning and what we've tried to stick to is that we agreed that we're going to do this for the County. We're not going to try to get it all out of the community. But what we were going to do is replace what everybody already had (radios). Now we're not so sure. I mean I look at the numbers and part of the grant I know the criticism that came back right, wrong, or otherwise was that the radio community didn't match up. We may be cutting back as far as figuring what everybody needed. We need to look at what do they have now, what do they really need.

Commissioner Belgard stated that he did not attend anything different than what has already been mentioned; and that he would be willing to work with the ARMER Radio Board.

Commissioners reviewed their calendars of upcoming meetings and activities: May 15th – Labor Management Committee at 1:30 p.m., Family Drug Court Graduation at 12:30 p.m., and Ag Bureau at the Chamber tonight; May 16th – Human Services Exec Board in Fairmont, Business Government Lunch at the Ranch Restaurant at noon, Park Board meeting at 4:30 p.m., and walk through of proposed office space for WIC Program at Human Resource Building; May 17th – SHIP meeting in Truman, MN, and Marcia Wallace book signing at the Library at 6:30 p.m.; May 18th – Fairmont Substance Abuse Prevention Coalition lunch at Fairmont Junior/Senior High School; May 21st – Minnesota River Board meeting, and MVAC meeting in Mankato, MN; May 22nd – Filings open for elected positions and close June 5th, 2012, and Planning & Zoning Commission at 5:30 p.m., May 23rd – Bev Snow retirement party at 12:30 p.m.; May 24th – Gold Cross Ambulance Open House; May 28th – Memorial Day Holiday – Courthouse Closed; May 30th – AMC District 7 Meeting in Hutchinson, MN; June 4th – Martin County EDA at 5:15 p.m.; June 5th – next regular Board of Commissioners meeting at 9:00 a.m. and Drainage workshop at noon – Commissioners Board Room.

With no further business to wit, Board Chair adjourned the meeting at 11:55 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator