

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 5, 2013
@ 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 Elliot Belgard.

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

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners approve the agenda with the following addition: 8.9 Consider 2013 Job Access Reverse Commute (JARC) Grant Contract with the Minnesota Department of Transportation – Office of Transit. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the February 19, 2013 regular Board of Commissioners meeting. Carried unanimously.

James Forshee, Martin County Auditor/Treasurer, stated we have received the application and other required paperwork from Rose Lake Golf Club for renewal of its Liquor, Wine, Club or 3.2% License. Forshee stated all paperwork is in order.

Motion by Commissioner Pierce, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the renewal of Liquor, Wine, Club or 3.2% License with Sunday Sales beginning at 10:00 a.m. for Rose Lake Golf Club effective April 1, 2013 through March 31, 2014. Carried unanimously.

Kevin Peyman, Martin County Highway Engineer, was present to recommend membership in the Greater Minnesota Regional Parks & Trails Coalition (GMRP&TC). Peyman noted the overall goal of the GMRP&TC is to improving the quality of life for the citizens of Minnesota by providing recreational opportunities, promoting legislative funding opportunities, and networking regional parks and trails throughout Greater Minnesota. Peyman went on to note that the 2013 membership fees for Martin County is \$225 for jurisdictions with a population base of 10,001 to 25,000 and will be used to fund government affairs representation that will build key legislative support and bring equity to Greater Minnesota from Legacy and other Park & Trail funding sources. Peyman recommended Martin County join the GMRPT Coalition and that Peyman and/or Bruce Gorackowski will plan to attend the meetings.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize membership to the Greater Minnesota Regional Parks and Trail Coalition; and that Kevin Peyman and/or Bruce

Gorackowski will be the county's representative(s) to the Coalition. Carried unanimously.

Peyman continued with a brief department update including recent plowing of county roads and gravel maintenance of county owned parking lot.

Higgins presented the Sheriff's Office recommendation to transfer a part-time correctional officer to part-time communications officer position due to the Sheriff's Office having a greater need for personnel in the communications center. Higgins noted there is no change in hourly wage between the two positions. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, after careful review and consideration and upon the recommendation of the Martin County Sheriff's Office, and due to a greater need for personnel in the Communications Center, hereby approve the transfer of Brooke Sonnicksen, part-time correctional officer, to part-time communications officer job position effective February 17, 2013; with no change in hourly rate between the two job positions. Carried unanimously.

Pam Flitter, Martin County Zoning Official, reviewed the 2012 Annual Feedlot Report stating that 22.4 percent of the total number of feedlots required to be registered in 2012 were inspected, met 100 percent of the applicable minimum program requirements in 2012, and have proposed a satisfactory County Program Work Plan for 2013.

Flitter continued reviewing some notable feedlot data in Martin County including:

- 8 feedlots in shoreland with 10-299 animal units
- 127 feedlots outside shoreland with 50-299 animal units
- 208 Non-NPDES sites (county program sites)
- 136 feedlots with NPDES permits (state permitted sites)
- 28 30-day construction/expansion notifications were received
- 13 Short-form permits issued for Non-NPDES sites (county program sites)
- 8 Short-form permits issued for NPDES sites (state permitted sites)

Flitter concluded stating Martin County received 283.5 extra performance credit points and will receive additional funding at an amount yet to be determined.

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve and accept the 2012 Annual County Feedlot Officer and Performance Credit Report; and authorize the Board Chair to sign. Carried unanimously.

Rob Baden, Assistant Area Wildlife Manager with the Minnesota Department of Natural Resources, was present to request consideration for the Department of Natural Resources (DNR) to accept approximately 16.96 acres from the Fox Lake Conservation League located in Section 26 of Elm Creek Township. Baden noted this property will become part of the Caron State Wildlife Management Area (WMA).

Motion by Commissioner Flohrs, seconded by Commissioner Donnelly,

RESOLUTION
MARTIN COUNTY BOARD OF COMMISSIONERS
REVIEW OF PROPOSED STATE LAND ACQUISITION
LOCATED IN SECTION 26 OF ELM CREEK TOWNSHIP

In accordance with Minnesota Statutes 97A.145, Subd. 2, the Commissioner of the Department of Natural Resources on March 5, 2013 provided the county board with a description of lands to be acquired by the State of Minnesota for water, forestry, wildlife, and natural plan community conservation purposes.

Lands to be acquired are described as follows:

That part of the Northwest Quarter of Section 26, Township 103 North, Range 33 West, Martin County, Minnesota, described as follows:

Beginning at the North Quarter corner of said Section 26; thence on an assumed bearing of North 89 degrees 58 minutes 01 seconds West, along the north line of said section, a distance of 180.03 feet to an iron monument; thence South 1 degree 04 minutes 32 seconds West a distance of 695.34 feet to an iron monument; thence South 59 degrees 09 minutes 54 seconds West a distance of 268.00 feet to an iron monument; thence South 1 degree 16 minutes 38 seconds West a distance of 52.00 feet to an iron monument; thence North 89 degrees 58 minutes 01 seconds West a distance of 114.00 feet to an iron monument; thence South 1 degree 16 minutes 35 seconds West a distance of 189.53 feet to an iron monument; thence South 51 degrees 50 minutes 05 seconds West a distance of 193.00 feet to an iron monument; thence North 89 degrees 58 minutes 01 seconds West a distance of 905.00 feet to an iron monument; thence South 1 degree 16 minutes 36 seconds West a distance of 880.06 feet to an iron monument located on the southeasterly line of a tract as recorded in Doc. No. 2006R-384861; thence North 51 degrees 49 minutes 51 seconds East, along said southeasterly line, a distance of 1685.76 feet; thence North 1 degree 20 minutes 21 seconds West, along said southeasterly line, a distance of 65.34 feet; thence North 59 degrees 15 minutes 31 seconds East, along said southeasterly line, a distance of 325.94 feet to the north-south quarter line of said section; thence North 1 degree 04 minutes 32 seconds East, along said north-south quarter line, a distance of 799.20 feet to the point of beginning, containing 16.96 acres, subject to easements now of record in said county and state.

NOW THEREFORE BE IT RESOLVED, that the Martin County Board of Commissioners approve the State's proposed acquisition of the attached described property.

Upon this motion made by Commissioner Flohrs, seconded by Commissioner Donnelly, was duly passed and adopted this 5th day of March, 2013.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins County Coordinator

CERTIFICATION

I hereby certify that the foregoing resolution is a true and correct copy of a resolution presented and adopted by the Martin County Board of Commissioners at a duly authorized meeting thereof held on the 5th day of March, 2013 as shown by the minutes in my possession.

Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Flohrs, Schmidtke, Pierce, Donnelly, and Belgard. NAYS: None. Resolution duly passed and adopted this 5th day of March, 2013.

Connie Urban, Martin County Posse member, was present to request funding to maintain the volunteer Sheriff's Posse. Urban noted the Posse was established in 2007 and have been very successful operating under our own means through small donations and one grant from the Minnesota Horse Association. However, with our growing membership, it is getting harder and harder to get the adequate training that we need to be effective. Urban went on to note the Posse works under the direct supervision of the Martin County Sheriff's Office and assists in emergencies with search and rescue, disaster relief, along with traffic and crowd patrol and security at the Martin County Fair. Urban stated the posse has sought out grant funding but does not qualify for most grants because we lack a 501C3 status. Urban went on to state that her understanding is that the Posse is organized as a division under the Martin County Sheriff's Office and have liability insurance through MCIT we are not eligible for the 501C3 status. Urban requested \$4,500 to cover new uniforms, equipment and training, and an annual operating budget of \$3,000.

Much discussion ensued regarding seeking clarification by the County Attorney as to the posse obtaining 501C3 status and remaining insured with coverage through MCIT; and the 2013 Martin County Sheriff's Office operating budget.

After further discussion,

No action taken on allocation request from the Martin County Posse.

Forshee stated previously the Board approved providing \$20,000 in leverage funds for the Small Cities Development Program (SCDP) applications for the cities of Trimont and Welcome (\$10,000 each). Forshee went on to state in the pre-review round, the Trimont application was deemed competitive and the Welcome application was deemed non-competitive. Forshee noted the SCDP is moving forward with the Trimont application and the County has received a request from Minnesota Valley Action Council (MVAC) that the entire \$20,000 be given to the Trimont

application. Forshee went on to note that according to Judd Schultz, Housing Services Director with MVAC, there is a lot of interest from commercial owners. Additionally, Schultz does not see an application being presented next year for Martin County and estimated that it would be two years before the Welcome application is submitted again and there is approximately \$23,000 in revolved funds from the previous application. After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the reallocation of county funds in the amount of \$20,000 to leverage the Trimont Small Cities Development Program (SCDP) application for the redevelopment loan program. Carried unanimously.

Valerie Jepsen, Martin County Mentoring Network Program Coordinator, stated she received notification from AgStar Financial Services that grant funds have been awarded in the amount of \$1,000 to replace outdated computer equipment used for the Martin County Mentoring Network and requests acceptance of the grant funds.

Motion by Commissioner Donnelly, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve that Martin County, MN enters into a grant agreement with AgStar Financial Services, ACA in the amount of \$1,000.00 for replacement of outdated computer equipment for the Martin County Mentoring Network with grant period running through December 31, 2013; and authorize Valerie Jepsen, Martin County Mentoring Network Program Coordinator, to sign such grant agreement on behalf of Martin County. Carried unanimously.

Higgins stated Martin County has received grant award notification from the Minnesota Department of Transportation (Mn/DOT) – Office of Transit for 2013 Job Access Reverse Commute (JARC) funding (Federal Section 5316) for operation of a transit bus commuter service to the industrial parks between the City of Fairmont and cities of Jackson, MN and Blue Earth. Higgins noted the award amount is based on a projected \$100,000 budget less Federal Share Amount of \$35,000.00 leaving a remaining projected balance for local share at \$65,000. Higgins noted projected revenue fares are \$30,000.

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign the 2013 Section 5316 Job Access and Reverse Commute (JARC) Program Grant Contract in the amount of \$35,000.00 for the operations of the bus commuter service to the industrial parks between the City of Fairmont and the cities of Jackson, MN and Blue Earth, MN; and that the County of Martin and the Minnesota Department of Transportation (Mn/DOT) - Office of Transit will share in the expense in the operations for the commuter service per the agreement with JARC providing 50% of the operational deficit and the County providing the remaining costs, effective January 1, 2013 through December 31, 2013. Carried unanimously.

The Board reviewed the agenda for the Area Career Exploration (ACE) Event to be held on Wednesday, April 10, 2013 at the Fairmont Area High School Gym; and invoice received for 2013 Membership dues to Three Rivers RC&D Council.

Commissioners presented their individual board member reports.

Commissioner Schmidtke stated he attended a tax hearing for Glasstite in Dunnell, MN, and ditch hearing at Ormsby, MN on February 19th; Human Services meeting in Blue Earth, MN, and Ditch #314 meeting in Blue Earth, MN on February 20th; State Demographer presentation at 4:00 p.m. at the Martin County Courthouse and regular Planning & Zoning meeting at 5:15 p.m. on February 26th; and regular EDA meeting at 5:15 p.m. on March 4th.

Commissioner Pierce stated in addition to those mentioned he attended a couple of Building Committee meetings; a SHIP meeting; and Law Library meeting on Friday, March 1st.

Commissioner Donnelly stated he attended a couple of Building Committee meetings and that the remodel of the Sheriff's Office in the Law Enforcement Center is going well.

Commissioner Flohrs stated he met with Adam Sokoloski with Iberdrola to discuss wind towers in the northwest corner of Martin County on February 26th; met with Deb Mosloski regarding a drainage matter in Northrop, MN on February 27th; attended the Tri-County Solid Waste meeting in Gaylord, MN on March 1st; RC&D Exec meeting and Beyond the Yellow Ribbon meeting on March 4th.

Commissioner Belgard stated in addition to those mentioned he attended a Region 9 Development meeting on February 27th.

Commissioners reviewed their calendars of upcoming meetings and activities: March 5, 2013 – Personnel Committee meeting immediately following today's Commissioners meeting; March 6, 2013 – Human Services Executive Board meeting; March 7, 2013 – Martin Soil and Water Conservation District meeting from 9:00 a.m. to noon (Commissioner Flohrs will be absent for this meeting); March 8, 2013 – GBERBA meeting in Mankato, MN; March 11, 2013 – Minnesota River Board meeting (Commissioner Flohrs will be absent for this meeting); March 12, 2013 – Library Board meeting and Township Annual meetings; March 13, 2013 – Human Services meeting in Fairmont, and Park Board meeting at 4:00 p.m. at the Highway Shop; March 15, 2013 – Prairieland meeting; March 16, 2013 – MVAC Warm Your Heart Fundraiser event, and Habitat for Humanity Fundraiser event; March 18, 2013 – MVAC meeting; March 19, 2013 – regular Board of Commissioners meeting at 9:00 a.m. in the Commissioners Board Room.

With no further business to wit, Board Chair adjourned the meeting at 9:50 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator