

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, August 20, 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 Pierce, Steve Donnelly, Steve Flohrs, and Dan Schmidtke. Also present were Scott Higgins, Martin County Coordinator, James Forshee, Martin County Auditor/Treasurer, Kevin Peyman, Martin County Highway Engineer, Megan Alexander, Fairmont Sentinel, Rod Halvorsen, KSUM/KFMC Radio, and members of staff and public.

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda with the following additions Consider Building Demolition Request from City of Trimont, Consider Approval of Boat Safety Grant Award, Consider Courthouse Service Project for Grace Lutheran Church (Fairmont), Consider CY2014 Budget Allocation Request for Retired Senior Volunteer Program (RSVP).Carried unanimously.

Motion by Commissioner Donnelly, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the August 6, 2013 regular Board of Commissioners meeting.Carrried unanimously.

Mayor Tom Eckmann, City of Trimont was present to request financial assistance from the County for the demolition of a restaurant building that was a total loss due to fire. Eckmann stated the building is a total loss and he felt the cost of demolition and disposal of the building would exceed \$100,000- \$150,000. Eckmann further stated that he has been and is doing his due diligence in checking for grants through the state and other financial resources. Eckmann stated that the City has received the insurance money in the amount of \$31,500 for the burned building and will continue to work in obtaining financial help for the demolition project. The City has approximately \$7,000 in its account for the project. Eckmann stated it was his understanding that the county may have funds available for such demolition projects. Eckmann stated he wanted to bring the project to the Board for consideration and will return with more concrete costs and the amount of money raised, and would ask the board to consider allocating some monies for the project.

Schmidtke stated that the county will do something to contribute to the project for the City.

Eckmann thanked the board for their consideration and stated he will return to the board with final numbers for the board.

Kevin Peyman, Martin County Highway Engineer, presented a Highway Department update on the summer construction projects

Sheriff Markquart presented request to create and establish an Emergency Management Director position for the County. Markquart stated that due to the increasing requirements of Emergency Management there is a need for a dedicated staff person for Emergency Management in the County to perform the functions of the Program in order to stay in compliance with requirement of HSEM and FEMA. Markquart stated that a draft description is included in the board packets for the Board's consideration.

Captain Corey Klanderud stated that keeping up with the requirement of Emergency Management with the current staffing has been a challenge for us. We have been getting by on the requirements the State in regard to Emergency Management. However, the State has not been totally satisfied. At potential risk for the county, is the Emergency Management Program Grant (EMPG).

Flohers inquired of the timeline for the position.

Klanderud stated that we are getting by with existing staff, and they are working extra hours to get the job done, but we cannot do it forever. We do not want to burn out the employee involved with the program. We want to make sure we can accomplish what we need to do and be successful.

Markquart informed the board that there are 23 inmates in house, 11 inmates out in Faribault, and 6 on electronic home monitoring.

Pierce stated his frustrations on the Fairmont Fire Department being denied the AFG grant for 2012. Pierce stated that this issue is too important to not follow up on why the grant was denied. This is a large amount money not to determine why the grant application was denied three times,

Flohers inquired of what was wrong with the grant application.

Belgard stated that there is a peer review board that review these applications and scored accordingly depending on what is being requested and the purpose of the request.

Belgard stated that in regard to the new Emergency Management Director position the board will need to review further when looking at the preliminary budget for CY2014.

No action taken by the Board.

Higgins presented the renewals for various ancillary benefits offered by the county, stating that there are no increases to the following employee benefits for CY2014: Life Insurance (Minnesota Life), Voluntary Long Term Disability (The Hartford), Voluntary Dental (Dearborn), Vision (AVESIS). After discussion,

Motion by Commissioner Pierce, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners approve and accepts the CY2014 ancillary benefit renewals as presented by Integrity Employee Benefits, LLS with no rate increases for the following benefits Life Insurance (Minnesota Life), Voluntary Long Term Disability (The

Hartford), Voluntary Dental (Dearborn), Vision (AVESIS), and to approve and authorize the Board Chair and/or its designee to sign all required documents and contracts. Carried unanimously.

Higgins presented a resolution appointing citizens to the Red Rock Rural Water System (RRRWS). Higgins stated that the terms of Jay Mickelson and Mike Carlson will expire on December 31, 2013 and is being recommended that these two individuals are reappointed to the Red Rock Rural Water System board of directors. Higgins further stated that the RRRWS consist of nine (9) individuals who reside throughout the nine (9) county region served by RRRWS. The terms are a four year term for each member.

Motion by Commissioner Flohrs, seconded by Commissioner Donnelly,

R-#34/'13

RESOLUTION APPOINTING
JAY MICKELSON AND MIKE CARLSON
TO THE
RED ROCK RURAL WATER SYSTEM
BOARD OF COMMISSIONERS.

WHEREAS, Jay Mickelson's 4-year term as a Commissioner on the Red Rock Rural Water System (RRRWS) Board of Commissioners is scheduled to expire at midnight on December 31, 2013; and

WHEREAS, Mike Carlson's 4-year term as a Commissioner on the Red Rock Rural Water System (RRRWS) Board of Commissioners is scheduled to expire at midnight on December 31, 2013; and

WHEREAS, Jay Mickelson and Mike Carlson would like to serve another 4-year term on the RRRWS Board of Commissioners, which terms will commence at 12:00 a.m. on January 1, 2014; and will expire at midnight on December 31, 2017; and

WHEREAS, On August 8, 2013 the RRRWS Board of Commissioners unanimously adopted a Motion which recommends that Jay Mickelson and Mike Carlson be appointed for another 4-year term on the RRRWS Board of Commissioners; and

WHEREAS, the Martin County Board of Commissioners believes that Jay Mickelson and Mike Carlson are qualified to act as Commissioners on the RRRWS Board of Commissioners and all are worthy of appointment.

RESOLUTION

BE IT NOW RESOLVED,that the Martin County Board of Commissioners hereby recommends that Jay Mickelson and Mike Carlson be appointed to the RRRWS Board of Commissioners pursuant to and provided for by Minnesota Statutes §116A et seq.

Motion by Commissioner Flohrs, seconded by Commissioner Donnelly, resolution duly passed and adopted this 20th day of August, 2013.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, Martin County Coordinator

I hereby certify that the foregoing Resolution was approved by the Martin County Board of Commissioners on August 20, 2013 by a vote of five (5) for, zero (0) against, zero (0) absent, and zero (0) abstaining.

Scott Higgins, Martin County
Coordinator

AYES: Pierce, Schmidtke, Donnelly, Flohrs, Belgard. NAYS: None. Resolution approved.

Higgins presented and reviewed with the Board the implementation of Title VI Policy and procedures for the Martin County Transit System, in order to insure continuous and broad public notification and participation that is appropriate to actions and decisions regarding public transit.

Higgins reviewed the public participation plan and the Language Assistance Plan (LAP) for the Martin County Transit public transportation system with the Board.

After further discussion,

Motion by Commissioner Schmidtke, seconded by Commissioners Flohrs,

R-#35'13

**RESOLUTION
IMPLEMENTING TITLE VI
FOR
THE COUNTY OF MARTIN, MN dba
MARTIN COUNTY TRANSIT SYSTEM**

WHEREAS, MARTIN COUNTY recognizes the importance of public transportation;

WHEREAS, MARTIN COUNTY has an obligation to insure that public transportation system, Martin County Transit (MCT), for Martin County to ensure continuous and broad public notification and participation that is appropriate to actions and decisions regarding public transit;

NOW THEREFORE, it is understood that the Martin County Transit (MCT) System shall operate its programs without regard to race, color and national origin in accordance with Title VI of the Civil Rights Act.

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

Said Resolution was adopted this 20th day of August, 2013.

BOARD OF COMMISSIONERS
MARTINCOUNTY, 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 the resolution presented to and adopted by the Martin County Board of Commissioners at duly authorized meeting thereof held on the 20th day of August, 2013 as shown by the minutes of said meeting in my possession.

Date: _____
Scott Higgins, County Coordinator

AYES: Pierce, Donnelly, Flohrs, Schmidtke, and Belgard. NAYS: None. Resolution Passed.

Higgins stated that advertisement for bids was done for county owned property located at 320 North Dewey Street (Fairmont), which were due August 20, 2013, and stated that there were no bids received for the property. After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that after having conducted the required advertising for bids for the disposal of county property

located at 320 North Dewey Street, Fairmont, MN, the board approved disposing of the real property by way of accepting offers on the property. Carried unanimously.

Higgins stated the Sheriff's Office has been granted a federal boating safety supplemental equipment grant in the amount of \$7,042.00 to cover equipment and supply expenses incurred for boating safety activities including buoys, Sonar/GPS/side scanner, aluminum bunks, bumper guides and dock section.

Motion by Commissioner Schmidtke, seconded by Commissioner Pierce, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize board Chair and/or Martin County Sheriff and Auditor/Treasurer to execute and sign the 2013 Federal Boating Safety Supplemental Equipment Grant Agreement in the amount of \$7,042.00 effective July 1, 2013 through September 16, 2013. Carried unanimously.

Commissioner Schmidtke stated that Grace Lutheran Church (Fairmont) members are conducting various community projects throughout the City of Fairmont. Schmidtke stated that they are interested in doing a project(s) for the courthouse and suggested the following: install flag poles along the front of the courthouse lawn, labor, poles and materials to be donated, plant hastas under the pine trees, paint the parking posts along the lake bank, and planting of flowers, bushes, etc. on 117 North Main.

By consensus the board approved the proposed projects, and stated their concerns for the installation of the flag poles and discussed when the flags display would be put up. Schmidtke stated that the flags would fly on holidays such as July 4th, Memorial Day, Labor Day, Patriots Day (Sept. 11).

Motion by Commissioner Pierce, seconded by Commissioner Flohrs, to receive and file the 2014 budget allocation request from the Retired Senior Volunteer Program (RSVP) in the amount of \$1, 300. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Flohrs to pay the bills, to include the Highway and Drainage Bills for August 20, 2013. Carried unanimously.

Warrants received and paid August 20, 2013 are registered on file in the Auditor/Treasurer's Office as follows:

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| Revenue Fund – Warrants Approved August 20, 2013 | \$244,553.71 |
| Enhanced 9-1-1 Fund | \$ 1.95 |
| Sheriff's Contingency Fund | \$ 200.39 |
| Recreation and Safety Fund | \$ 20.68 |
| Martin Co. Economic Development Authority | \$ 4,936.64 |
| Solid Waste Management Fund | \$ 31,238.08 |
| Law Library Fund | \$ 3,905.14 |
| Martin County Transit Fund | \$ 70,275.47 |
| Recorder's Compliance Fund | \$ 20,925.53 |
| M.C. Area Redevelopment Fund | \$ 96,004.23 |

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|-----------------------------------|--------------------|
| Bank Building Fund | \$ 4,836.97 |
| Debt Service Fund | \$ 44,142.50 |
| Forfeited Tax Fund | \$ <u>2,118.23</u> |
| Total | \$523,159.52 |
| Road and Bridge Funds Totaled | \$ 99,125.91 |
| Martin County Ditch Funds Totaled | \$387,575.94 |

Forshee presented a request to purchase software by Houston Engineering to be used for drainage administration for the County Drainage Office. The software will be used to keep track of ditch maintenance, projects, etc. The cost for the software is approximately \$15,000 and will be paid for by the various ditch systems in the county. After brief discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Flohrs, Be It Resolved the Martin County Board of Commissioners, acting as the Martin County Drainage Authority, hereby approves the purchase of the software package, through Houston Engineering in the amount of approximately \$15,000 to be used as tracking software for ditch record keeping for maintenance, repairs, and other projects related to ditch work; and to be paid for by the various Ditch systems throughout the county. Carried unanimously.

Motion by Commissioner Pierce, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, acting as the Martin County Drainage Authority, hereby set the public hearing date of September 17, 2013 at 10am in the Board of Commissioners Meeting Room, Martin County Courthouse, Fairmont, MN to correct the error on the Viewers Redetermination report, completed in the year 2011 for JD #7 M and F, for the two parcels that were not included in the report and should have gotten paid for the one rod strip to the Signe Cone and Tony Thompson properties; and that notices need only be sent to the two taxpayers about the error and hearing date. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Flohrs, Be It Resolved by the Martin County Board of Commissioners, acting as the Martin County Drainage Authority, hereby sets the date for a conference call, on September 3, 2013 at 8:45 a.m. in the Martin County Board of Commissioner Meeting Room, Martin County Courthouse, Fairmont, MN, to accept and award the bid for JD #85 repair. Carried unanimously.

Chairman Belgard opened the public hearing for the consideration of the preliminary Engineers report for the improvement on CD #29 and JD #367. All county board members representing as the Martin County Drainage Authority, along with Deb Mosloski, Drainage Specialist, Mike Forstner, Drainage Inspector, James Forshee, Auditor/Treasurer, Scott Higgins, Martin County Coordinator, Kurt Deter, Attorney for Board, Chuck Brandel, Engineer for the project (I and S Group), landowners, and other members of the public were present. It was determined to present both projects on CD #29 and JD #367.

Deter stated the purpose of the hearing was to consider the preliminary Engineers report for the improvements of JD #367 and CD #29 and that eventually the board will have to determine four main factors, of whether or not the proposed drainage project outlined in the petition or modified

or recommended by the Engineer, is feasible, there is a necessity for the proposed drainage project, the proposed project will be of public benefit and promote the public health, after considering the environmental and land use criteria in Section 103E.015, subd.1 1.

Brandel presented and reviewed the Engineers preliminary report for both CD #29 and JD #367 in as part of the approval for the improvements.

Brandel stated that he had a conversation with DNR regarding the project stating that the DNR would like to see ponding of water as part of the project.

Belgard opened the meeting for public comments on the projects.

There were a number of comments and questions regarding the proposed ditch projects. After much discussion and based on the comments and question received by the landowners regarding the proposed improvements on both systems,

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved the Martin County Board of Commissioners, acting as the Martin County Drainage Authority, after having been presented the preliminary Engineer reports for the proposed improvement of CD #29 and JD #367; and after receiving public input and questions regarding the proposed project, and the need for additional information as follows: adequacy of proposed outlet, which of the two proposed ponds for the project would be best for the project, to authorize Ron Ringquist, Viewer for the project, to work with the Engineer on the project and to provide input on the project; and to obtain additional information pertaining to the easement for proposed "Sheik" pond and work with Ron Ringquist on this issue, and to continue the public hearing to October 1, 2013, at 10:30am in the Board Room, Martin County Courthouse. Carried unanimously.

Higgins reviewed the preliminary budget and levy for CY2014 with the Board, stating that after review of the budget requests, an additional \$278,423 in reductions. This would get the preliminary budget levy to 5.82% increase over CY2013, proposed expenditures \$23,386,658, revenues of \$10,7465,688, and levy of \$12,111,308, and projected use of fund balance in the amount of \$600,000.

Belgard asked that the Commissioners continue to review the proposed preliminary budget and to continue discussion at the next board meeting.

Commissioners presented their individual board member reports.

With no further business to wit Board Chair adjourned the meeting at 12:13p.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, Coordinator