

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 16, 2016
@ 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 Kathy Smith, Elliot Belgard, Tom Mahoney, and Steve Flohrs. Absent: Dan Schmidtke. Also present were Scott Higgins, Martin County Coordinator, James Forshee, Martin County Auditor/Treasurer, Terry Viesselman, Martin County Attorney, Kevin Peyman, County Engineer, Randy Markl, MnDNR, Ashely Brenke, Director Martin County SWCD, Rich Perrine, Martin County SWCD, Rod Halvorsen, KSUM-KFMC Radio, Desiree Diaz, Fairmont Sentinel Reporter, Kevin Gorackowski (county retiree), and members of staff and public.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda for the February 16, 2016, regular Board of Commissioners meeting, with the following revisions: add-Consideration of Minutes for the January 26, 2016, Board Work Session; and delete Consider Small Cities Development Program/MVAC Request for Funds. Carried unanimously.

Motion by Commissioner Smith, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve the meeting minutes of the regular meeting of the Martin County Board of Commissioners for February 2, 2016, and the minutes of the Martin County Board of Commissioners Workshop held on January 26, 2016. Carried unanimously.

Chairman Elliot Belgard, along with Kevin Peyman, introduced and recognized Kevin Gorackowski, Retiree of the Martin County Highway Department for over 34 years of service, and presented Gorackowski with a retirement gift.

Forshee reviewed the renewal of the Liquor, Wine, Club or 3.2% license with Sunday sales for Rose Lake Golf Course.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that Martin County Board of Commissioners, hereby approve the renewal for Liquor, Wine, Club or 3.2% License with Sunday sales beginning at 10:00 a.m. for Rose Lake Golf Club effective April 1, 2016 through March 31, 2017. Carried unanimously.

Markl, Area Wildlife Supervisor-MnDNR presented request for approval by the County Board to allow the Minnesota Department of Natural Resources for the purchase of eleven acres from Tod and Twyla Williamson, located in Section 20 of Waverly Township. The property would be a part of the Exceder State Wildlife Management Area.

Belgard inquired if the State provides for payment in lieu of taxes.

Markl responded that the State pays $\frac{3}{4}$ of 1% of the assessed value, which is updated every five years.

Flohers stated that he knows the area well and it would be a great addition to the existing management area.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Minnesota Department of Natural Resources to purchase eleven acres from Tod and Twyla Williamson, located in Section 20 of Waverly Township. The property would be a part of the Exceder State Wildlife Management Area. Carried unanimously.

The Board thanked Markl.

Peyman presented and reviewed Resolution for State Transportation Bond Funds for County and Township Bridges projects (replace, rehabilitation, or remove bridges), stating that the various bridges listed on the resolution have been reviewed and identified as high priority for replacement, rehabilitation, or removal within the next five years.

Motion by Commissioner Flohrs, seconded by Commissioner Smith,

Martin County Highway Department
Resolution No. 2 - 2016

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	\$175,000	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	\$110,000	250 th St. Section 2 Westford Twp.
242	C.R. 140	\$650,000	Section 5 Elm Creek Township
L7219	Twp 041	\$100,000	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.
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
7196	CSAH 9	\$425,000	50 th Av. Section 27 Cedar Twp.
89478	C.R. 140	\$175,000	180 th St. Section 6 Elm Creek Twp.
89495	C.R. 106	\$175,000	30 th St. Section 23 Lake Fremont
L2440	Twp 158	\$150,000	100 th St. Section 13 Rolling Green
L7206	Twp 6	\$400,000	60 th Av. Section 26 Cedar Twp.
L7251	Twp 110	\$400,000	240 th St. Section 6 Waverly Twp.
92358	CSAH 50	\$300,000	230 th St. Section 11 Waverly Twp.
46504	CSAH 38	\$650,000	170 th St. Section 10 Fox Lake Twp.
46508	CSAH 39	\$650,000	190 th Av. Section 1 Fraser Twp.

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 Flohrs, seconded by Commissioner Smith, and carried said resolution was duly passed and adopted this 16th day of February, 2016.

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 16th day of February, 2016.

Scott Higgins
County Coordinator

Roll Call AYES: Commissioners Smith, Mahoney, Flohrs, and Belgard. NAYS: None. Absent: Commissioner Schmidtke. Resolution duly passed and adopted this 16th day of February, 2016.

Peyman gave a brief Dept. update stating that the Cedar Hanson Park restroom and shower house is being set and hope to finish up in the spring.

Viesselman stated that he had no report.

Brenke reviewed with the Board the 2015 year end Natural Resources Block Grant (NRGB) financial report, including Feedlot program-\$47, 809, Septic Treatment Systems-\$18,600, Septic Treatment Incentive program-\$11,500, Local Water Management-\$13,607, Shore land-\$3,024, Septic Treatment Systems upgrade-\$34,515, and Water Conservation Act program-\$8,778.

Motion by Commissioner Flohrs, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign the FY2015 Natural Resources Block Grant (NRGB) year-end financial reports as follows: Feedlot program-\$47,809, Septic Treatment Systems-\$18,600, Septic Treatment Incentive program-\$11,500, Local Water Management-\$13,607, Shore land-\$3,024, Septic Treatment Systems upgrade-\$34,515, and Water Conservation Act program-\$8,778. Carried unanimously.

Rich Perrine gave an SWCD project update pertaining to the upcoming review and needed revisions to the Martin County Water Plan.

Mahoney inquired if the proposed changes would include the buffer requirements.

Perrine responded in the affirmative.

Smith inquired how the DNR was coming with the mapping (buffer) project.

Perrine responded that it is coming along very well.

Flohrs stated that the drainage buffer issues were presented at the Drainage Conference last week.

Belgard stated the need for local landowners to be aware and stay on top of the drainage buffer issue and if there was still time for the landowners to be energized on this issue.

Perrine believes there was still some time.

Belgard further stated that Kurt Deter (Rinke Noonan Law Firm) will be leading the charge in addressing that at least from a landowner standpoint.

Belgard read an excerpt regarding drainage issues from a historical book about Martin County dated 1947, stating that drainage issues were a hot issue back then.

Flitter, Martin County Zoning Official stated that the county does not get the credit it deserves for improvement in the quality of the Lakes in the county over the years.

Dustin, SWCD Technician handed out a newly published Aquatic Invasive Species brochure and cards, which contained educational information for the public.

Belgard stated that prevention and education is part of the State monies counties received for AIS.

Flitter presented and reviewed the 2015 annual county feedlot performance report and Performance credit report, stating that the county received 100% performance rating, which we have in the past year as well. Flitter stated that there are 477 registered feedlots in the county. We were able to complete 60 inspections; we were not able to complete the normal number of 100 due to staff out on leaves of absence in our Office. There were 13 new sites in the county in 2015. We had four inspections completed based on complaints.

Smith inquired of the 13 new sites if they were all hog barns.

Flitter responded that all new sites were hog barns, with exception of one, which was a cattle lot.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Board Chair to sign the MPCA Annual County Feedlot Officer Annual Report and Performance Credit Report. Carried unanimously.

Higgins presented wage step increase for Clint Cole from Year 9 at \$27.93/ hour to Year 10 at \$28.43/hour, effective February 28, 2016, due to satisfactory performance and per the LELS #136 collective bargaining agreement.

Motion by Commissioner Smith, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of Sheriff Markquart, hereby approve and authorize the step wage increase based on satisfactory performance and according to the LELS #136 collective bargaining agreement for Clint Cole, Patrol Deputy from 9 year step at \$27.93/hour to 10 year step at \$28.43/hour, effective February 28, 2016. Carried unanimously.

Kristie Gaalswyk-Pomerenke requested approval for the hire of Daneen Silker as Administrative Assistant for the U of M Extension/4H Program.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the hire of Daneen Silker as Administrative Assistant II for the University of Minnesota Extension/4H Program Office at Grade 9 Step 1-\$15.62/hour, with effective start date on February 22, 2016; and is eligible for employee benefits as it applies to this position; subject to a twelve month probation period. Carried unanimously.

Gaalswyk-Pomerenke requested approval to hire a temporary summer assistant for the 4H Program, stating that the position would be up to 40 hours per week and at \$10/hour.

Motion by Commissioner Flohrs, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the recruitment to hire a temporary seasonal employee, starting Mid May-August 2016, for the Martin County 4H Program up to 40 hours per week on average; and not eligible for full-time benefits at \$10/hour. Carried unanimously.

Forshee reviewed the proposed CY2106 budget amendment.

Due to the approval of the County Attorney's office coming on full time and the internal adjustment of the Boat/Water/Snowmobile/ATV Law Enforcement switching being combined with the Revenue Fund, the Board is being asked to amend the CY2016 Revenues and Expenditures as follows:

Revenues: Adjust \$13,434 of revenues from 07 Funds-Recreation and Safety Fund (Boat/Water, Snowmobile/ATV) to the General Revenue Fund, to the corresponding accounts; and to add \$15,000 County Attorney Office Welfare Support Fund to the County Attorney Office 01-091-5559, for a total increase of revenues in the General Fund of \$28,434.

Expenditures: Adjust expenditures of \$13,434 from 07 Funds-Recreation and Safety Fund (Boat/Water, Snowmobile/ATV) to the General Revenue Fund, to the corresponding accounts; and increase the County Attorney Office expenditures of \$42,038 to the 01-091 (County Attorney) due to full time status for a total of \$55,472 increase of expenditure in the General Fund.

Motion by Commissioner Smith, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve the amendment to the CY2016 Revenues and Expenditures budget as follows; Adjust \$13,434 of revenues from 07 Funds-Recreation and Safety Fund (Boat/Water. Snowmobile/ATV) to the General Revenue Fund to the corresponding accounts; and to add \$15,000 County Attorney Office Welfare Support Fund to the County Attorney Office 01-091-5559, for a total increase of revenues in the General Fund of \$28,434; and to adjust expenditures of \$13,434 from 07 Funds-Recreation and Safety Fund (Boat/Water. Snowmobile/ATV) to the General Revenue Fund to the corresponding accounts; and increase the County Attorney Office expenditures of \$42,038 to the 01-091 (County Attorney) corresponding account line items due to full time status of County Attorney's Office for a total of \$55,472 increase in expenditure for the General Fund. Carried unanimously.

Higgins stated that Minnesota Statutes set guidelines as to when the County Board of Appeal and Equalization may convene. Current law provides that the County Board of Appeal and Equalization may meet after the second Friday in June on at least one meeting day and may meet up to 10 consecutive days. The Board of Equalization for 2016 must hold a meeting that does not recess or adjourn prior to 7 p.m. The County Board is being asked to establish the meeting date in order to include on the valuation notices to be mailed to each property owner in March. The law also requires that at least one member of the County Board of Equalization must have received the training provided by the Department of Revenue and be certified.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs Be It Resolved that the Martin County Board of Commissioners, representing themselves as the Martin County Board of

Appeal and Equalization, along with the appointment of the Auditor/Treasurer, hereby approve and set meeting date of June 16, 2016, beginning at 6:30 p.m. for the County Board of Equalization to be held in the Martin County Courthouse, 201 Lake Avenue, Fairmont, MN, First Floor – Commissioners Meeting Room; with the County Board of Commissioners serving as the Board of Equalization, along with the appointment of James Forshee, Auditor/Treasurer, as a member of the Board as well. Carried unanimously.

Mike Forstner, Interim Drainage Specialist presented and reviewed a proposed Joint Powers Board Agreement relating to Drainage liens pertaining to the improvement to Martin/Watonwan Judicial Ditch #2; formalizing the Ditch amendments collected for the improvements in Martin County will be forwarded to Watonwan County.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners acting as the Martin County Drainage Authority,

R-#16/16

RESOLUTION AGREEING TO PAY OVER DRAINAGE LIEN PAYMENTS
FOR GENERAL OBLIGATION DRAINAGE BONDS OF 2016
ISSUED BY WATONWAN COUNTY

WHEREAS, the County of Watonwan, Minnesota, is issuing General Obligation Drainage Bonds

(the “Bonds”) to pay all costs, including those in the County of Martin for which the County of Martin would otherwise be responsible, of an improvement to Judicial Ditch No. 2 (the “Project”); and

WHEREAS, drainage liens (special assessments) levied for the Project are required to be used to Pay the Bonds, and are necessary for the payment thereof:

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County of Martin, Minnesota,
as follows:

1. Payments. Payments or prepayments of drainage liens levied for the Project by the County of Martin shall be paid over to the County of Watonwan as received.
2. Agreement. An agreement in substantially the form set forth in the attached “Joint Powers Agreement Relating to Drainage Liens”, attached hereto and hereby made a part hereof, shall be executed by the Chair of the County Board and by the County Auditor/Treasurer.

FINALLY, BE IT RESOLVED, that the Martin County Board of Commissioners, acting as the Drainage Authority for Martin County, hereby approve and authorize the Board Chair to sign the Joint Powers Agreement and to pay over drainage lien payments for General Obligation Drainage Bonds of 2016 issued by Watonwan County.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, said resolution was duly passed and adopted this 16th day of February, 2016.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, Board Chair

Roll Call AYES: Commissioners Mahoney, Flohrs, Smith, and Belgard. NAYS: None. Absent: Commissioner Schmidtke. Resolution duly passed and adopted this 16th day of February, 2016.

Forstner presented a Bridges Partner Agreement between Martin County and as part of Bridges for Opportunity service through the US Department of Agriculture-Farm Service Agencies (FSA). The purpose of the agreement is to allow the county to provide information into a database of county contact information for the County Drainage office. Through FSA, they will be able to do a search for customers in order to obtain agricultural related services outside the USDA. This database can be used as an outreach tool to promote upcoming events, programs, workshops, etc.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Board Chair to sign the Bridges Partner Agreement for purposes to benefit not only the county but to the USDA Farm Service Agency Offices for contact information related to County Drainage Office. Carried unanimously.

Commissioners reviewed information including the Monthly Financial Report for December, 2015; Southern Minnesota Tourism Association 2016 Funding Request; Drainage and Wetland Conference to be held February 11, 2016, at the St. Cloud River's Edge Convention Center; and AMC's 2016 Legislative Conference to be held March 10-11, 2016.

Motion by Commissioner Mahoney, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby approve the bills as presented to be paid February 16, 2016, including the Highway Department and Drainage bills as follows,

Warrants received and paid February 16, 2016, are registered on file in the Auditor/Treasurer's Office as follows:

Revenue Fund – Warrants Approved February 16, 2016	\$161,715.21
Enhanced 9-1-1 Fund	\$ 720.00
Martin Co. Economic Development Authority	\$ 2,515.12
Solid Waste Management Fund	\$ 30,075.70
Law Library Fund	\$ 2,668.48

Martin County Transit Fund	\$ 9,814.50
Recorder's Technology Fund	\$ 1,590.71
Ind. Sewage Treatment Sys. Loans	\$ 14,767.65
Bank Building Fund	\$ 1,315.70
Debt Service Fund	<u>\$237,560.00</u>
Total	\$462,743.07

Road and Bridge Funds Totaled	\$303,595.72
Martin County Ditch Funds Totaled	\$270,429.93

Carried unanimously.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize per diems for the upcoming Governor's Water Summit scheduled for February 27, 2016, in St. Paul, MN. Carried unanimously.

Commissioners presented their individual board member reports.

Commissioners reviewed their calendars of upcoming meetings and activities.

With no further business to wit, Board Chair adjourned the meeting at 10:24 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator