

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 6, 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 Steve Flohrs, Dan Schmidtke, Kathy Smith, Elliot Belgard, and Tom Mahoney. Also present were Scott Higgins, Martin County Coordinator, James Forshee, Martin County Auditor/Treasurer, Rod Halvorsen, KSUM-KFMC Radio, Jason Sorensen, Sentinel Newspaper, Julie Walters, Administrative Assistant, and members of staff and public.

The Pledge of Allegiance was recited.

Motion by Commissioner Mahoney, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda for the September 6, 2016, regular Board of Commissioners meeting. Carried unanimously.

Motion by Commissioner Flohrs, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the June 29, 2016, Board Work Session. Carried unanimously.

Jon Schneider, Manager-Minnesota Conservation Programs with Ducks Unlimited, and Doug Hartke, Fox Lake Conservation League, presented an information update on pending Ducks Unlimited acquisition and restoration of 155.7 acres in Section 6 of Westford Township in Martin County for future donation to the Minnesota DNR for inclusion in the Perch Creek State Wildlife Management Area via Minnesota's Outdoor Heritage Fund; and future purchase and transfer of Lorenz parcel by Fox Lake Conservation League to Minnesota DNR of approximately 138 acres in Section 23 of Elm Creek Township.

Terry Viesselman, Martin County Attorney, was present and noted he had nothing new to report.

Commissioner Flohrs noted Rita Matjeka is interested and willing to serve out the remaining term of Guy Rudolph representing District #5 on the Martin County Extension Committee.

Motion by Commissioner Flohrs, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the appointment of Rita Matjeka to serve the remainder of a three year term on the Martin County Extension Committee through December 31, 2016. Carried unanimously.

James Beattie, BevComm-Director of Government Relations & General Counsel, was present to request the Board provide a letter of support for BevComm's Border-To-Border Grant Application for an area located in a portion of our Granada, Minnesota exchange, for a project in 2017 with application due October 3, 2016. Beattie noted from what we've been told by the Office of Broadband Development these letters of support were very strongly considered and appreciated in considering BevComm as a recipient for these grants. Beattie went on to note our

grant in Granada is going to be a relatively small grant compared to others that are out there; but, we've found that the small grants also get consideration and we submitted two grants last year and were successful in both of those grants. Beattie also noted the size of the grant that we will be seeking from the Office of Broadband Development for the Granada Project will be \$154,720 in grant funds. BevComm will be contributing an additional \$232,080 in our own private capital for that Project so we will be seeking approximately 40% of the total cost of the Project which will be almost \$387,000. Beattie noted BevComm's goal is that by 2019 the entire Granada Exchange will be fiber to the home.

Scott Higgins, Martin County Coordinator, noted that Beattie has been active on Martin County's Blandin Broadband Steering Committee.

After further discussion,

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair and County Coordinator to sign letters of support for BevComm's 2016 Border-To-Border Broadband Development Grant application. Carried unanimously.

Steve McDonald, MIS Director, and Mike Burnham, Frontier Communications, were present to review Frontier contracts and maintenance agreements for the County's telephone upgrade.

Higgins noted the agreements are presented for signature only as the telephone upgrade has already been approved. Higgins went on to note the County Attorney has reviewed the Frontier Contracts and Agreements and approves as to form and content.

Discussion ensued regarding payment for yearly maintenance agreement.

After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign Frontier Contracts and Agreements for equipment purchase and maintenance of new telephone system upgrade: Frontier Services Agreement; Business Local & LD Services Agreement (5,000 min @ \$135/mo. overage \$0.037/min); Equipment Purchase, Installation, Maintenance Schedule Agreement in the amount of \$59,117.43 for Installation Services plus \$14,094.46 for Maintenance Services; and Equipment Purchase, Installation, Maintenance Schedule Agreement (Highway Department) in the amount of \$7,742.62 for Installation Services plus \$4,098.46 for Maintenance Services. Carried unanimously.

Higgins inquired the status of the telephone upgrade and cabling projects.

McDonald noted once Frontier has the signed agreements it will take 45-60 days to get the PRI's and phone circuits, approximately the same timeframe it's going to take to put a circuit in for the VSO Office. The cabling project is a little over halfway through. The Highway Department is

all done and is actually switched over to the new cabling now. Hopefully the project will be finished and in place by the end of this month.

Kevin Peyman, County Engineer, was present to provide a Highway Department update including the plumbing issue has been resolved at the new restroom facility at Cedar-Hanson Park and should be receiving final certification from the state inspector in the next couple of weeks; and construction projects – shoulders were completed last week and hope to start the top soil work this week with striping to follow by end of week.

Commissioner Mahoney inquired about attendance at county parks over the Labor Day holiday.

Peyman noted it was pretty good. Most of the holiday weekends have been full and are on record pace for money brought in so it has been a good camping year. No real issues at either park.

Jeff Markquart, Martin County Sheriff, was present to recommend the hire of Triston Johnson to fill a part time corrections officer position.

Motion by Commissioner Flohrs, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the hire of Triston Johnson as Part Time Corrections Officer, on an as needed basis, for the Martin County Sheriff's Office, effective October 2, 2016, at \$19.71/hour; and is not eligible for full time employee benefits, and is a non-union position. Carried unanimously.

Doug Landsteiner, County Veterans Service Officer, was present to inform the Board the Martin County Veterans Service Office has received notification that Martin County is eligible to receive a CVSO Operational Grant for FY2017 in the amount of \$10,000; and that funds must be used to enhance the operations of the County Veterans Service Office and should not be used to supplant or replace other funding.

Motion by Commissioner Schmidtke, seconded by Commissioner Smith,

R-#39/'16

RESOLUTION
AUTHORIZING EXECUTION OF
COUNTY VETERANS SERVICE OFFICE
OPERATIONAL ENHANCEMENT GRANT

BE IT RESOLVED, by the Martin County Board of Commissioners that Martin County, MN, enter into the attached Grant Contract with the Minnesota Department of Veterans Affairs (MDVA) to conduct the following Program: County Veterans Service Office Operational Enhancement Grant Program. This grant must be used to provide outreach to the county's veterans; to assist in the reintegration of combat veterans into society; to collaborate with other social service agencies, educational institutions, and other community organizations for the purposes of enhancing services offered to veterans; to reduce homelessness among veterans; and to enhance the operations of the county veterans service office, as specified in Minnesota Laws

2015 Chapter 77, Article 1, Section 37, Subdivision 2. This Grant should not be used to supplant or replace other funding.

BE IT FURTHER RESOLVED, by the Martin County Board of Commissioners, that Douglas C. Landsteiner, Martin County's Veterans Service Officer, be authorized to execute the attached Grant Contract for the above-mentioned Program on behalf of the County.

WHEREUPON, Motion by Commissioner Schmidtke, seconded by Commissioner Smith, said resolution was duly passed and adopted this 6th day of September, 2016.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

STATE OF MINNESOTA

MARTIN COUNTY, MN

I, Scott Higgins, do hereby certify that I am the custodian of the minutes of all proceedings had and held by the Martin County Board of Commissioners of Martin County, MN, that I have compared the above resolution with the original passed and adopted by the Martin County Board of Commissioners of Martin County, MN, at a regular meeting thereof held on the first Tuesday of September, 2016, at 9:00 a.m., that the above constitutes a true and correct copy thereof, that the same has not been amended or rescinded and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto placed my hand and signature this first Tuesday of September, 2016, and have hereunto affixed the seal of the County.

Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Mahoney, Flohrs, Smith, Schmidtke, and Belgard. NAYS: None. Resolution duly passed and adopted this 6th day of September, 2016.

Higgins presented and reviewed the proposed VSO Office Lease Agreement with Fred C. Krahmer for approximately 864 square feet of office space located at 226 Lake Avenue in Fairmont, MN.

Commissioner Schmidtke noted he and Commissioner Smith met with Scott Higgins this morning to discuss the lease options and recommend accepting the five year lease with opt-out

options that was proposed earlier; and includes all the improvements and wall that had been discussed.

Motion by Commissioner Flohrs, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners (Lessee), hereby approve and authorize Board Chair to sign the VSO Office Lease Agreement with Fred C. Krahmer (Lessor) for approximately 864 square feet of office space located at 226 Lake Avenue in Fairmont, Minnesota, at \$720.00 per month, effective November 1, 2016, and will renew automatically for five one year periods until October 31, 2021; and if the Lessee terminates the lease at the end of any lease period prior to 2021, Lessee will make payment to the Lessor as follows; and is contingent upon county attorney review and approval.

Date of Termination	Lessee pays to Lessor
10/31/17	\$15,000
10/31/18	\$11,250
10/31/19	\$7,500
10/31/20	\$3,750
10/31/21	\$0.00 End of five-year payback

Carried unanimously.

Higgins noted Martin County’s Broadband Steering Committee has elected to contract with Region Nine Development Commission (RNDC) for the development, packaging, and submission of a Border-To-Border Broadband Grant Application on behalf of Martin County. Higgins went on to note the contract period is effective from August 26, 2016 to October 4, 2016; with Martin County to pay a total of \$12,000 for RNDC to complete the services (160 hours of professional staff time) which will include all mileage costs and postage.

Motion by Commissioner Smith, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize County Coordinator to sign the Contract for Services between Region Nine Development Commission and Martin County for the development, packaging, and submission of a Border-To-Border Broadband Grant Application; with contract period effective from August 26, 2016 to October 4, 2016; in the amount of \$12,000. Carried unanimously.

Higgins presented and reviewed a resolution authorizing Martin County to commit to the application submission of a State of Minnesota Border-To-Border Grant to the Minnesota Department of Employment & Economic Developments’ Office of Broadband Development for the Frontier Broadband Project.

Motion by Commissioner Smith, seconded by Commissioner Mahoney,

R-#40/’16

RESOLUTION
AUTHORIZING MARTIN COUNTY TO COMMIT TO THE
APPLICATION SUBMISSION OF A STATE OF MINNESOTA

BORDER-TO-BORDER GRANT TO THE
MINNESOTA DEPARTMENT OF EMPLOYMENT & ECONOMIC DEVELOPMENTS'
OFFICE OF BROADBAND DEVELOPMENT

BE IT RESOLVED, that Martin County act as the legal sponsor for project(s) contained in the Broadband Development Grant Program to be submitted on 3rd, October, 2016 and that Region Nine Development Commission is hereby authorized to apply to the Department of Employment and Economic Development for funding of this project on behalf of Martin County.

BE IT FURTHER RESOLVED, that Martin County has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure adequate project administration.

BE IT FURTHER RESOLVED, that the sources and amounts of the local match identified in the application are committed to the project identified.

BE IT FURTHER RESOLVED, that Martin County has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED, that upon approval of its application by the state, Martin County may enter into an agreement with the State of Minnesota for the above referenced projects(s), and that Martin County certifies that it will comply with all applicable laws and regulation as stated in all contract agreements.

NOW, THEREFORE BE IT FINALLY RESOLVED, that the undersigned Martin County Coordinator and Martin County Board Chairman are hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

Motion by Commissioner Smith, seconded by Commissioner Mahoney, said resolution was duly passed and adopted this 6th day of September, 2016.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

Certification

State of Minnesota

I hereby certify that the foregoing resolution is a true and correct copy of the Resolution presented to and adopted by Martin County at a duly authorized meeting thereof held on the September 6, 2016, as shown by the minutes of said meeting in my possession.

WITNESS my hand this 6th day of September, 2016

Scott Higgins
County Coordinator

Roll Call AYES: Commissioners Flohrs, Schmidtke, Mahoney, Smith, and Belgard. NAYS: None. Resolution duly passed and adopted this 6th day of September, 2016.

Higgins noted the Martin County Library Board has hired Dana Faber as the Trimont Branch Librarian for the Martin County Library; and that Faber began her duties on August 23, 2016.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby ratify the hire of Dana Faber, Trimont Branch Librarian, effective August 23, 2016, with the Martin County Library. Carried unanimously.

Chairman Belgard and Higgins noted a tentative agreement has been reached with the LELS #136 Deputies and Sergeants. The proposed tentative agreement is as follows:

- 2017 – 3.5% Pay Scale Adjustment, 2.5% General Wage Adjustment (GWA)
- 2018 – 2% Pay Scale Adjustment and 2.5% GWA
- 2019 – 2% Pay Scale Adjustment and 2.5% GWA
- Three year duration 2017 – 2019
- Health Insurance same as non-union (2017 – 2019)
- Included following language: For illness or injury, dental or medical treatment for the employee's child, adult child, spouse, sibling, parent, mother-in-law, father-in-law, grandchild, grandparent, or stepparent, consistent with Minnesota Statute §181.9413 as amended.
- NEW – Employees shall be eligible for Retiree Health Insurance on the same terms as non-union employees.

After discussion,

Motion by Commissioner Schmidtke, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve the LELS #136 Deputies and Sergeants Tentative Union Contract effective January 1, 2017 through December 31, 2019; and authorize Board Chair to sign the Union Agreement for the LELS #136 Deputies and Sergeants Union, upon final review and mutual agreement of contract language revisions by the County Coordinator and the Business Agent. Carried unanimously.

Higgins noted the Board is being asked to provide a support letter by Terra-Gen for submission of a utility proposal for a proposed 400 MW wind farm project in the west central part of Martin County.

Motion by Commissioner Schmidtke, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Board Chair to sign a letter of support for Terra-Gen for submission of utility application proposal for a proposed 400 MW wind farm project in west central Martin County. Carried unanimously.

Dan Whitman, Martin County Assessor, noted the Assessor's Office has received and accepted the resignation of Jeanne Runge, Appraiser with the Martin County Assessor's Office, effective September 16, 2016; and recommends approval to fill the Appraiser position.

Motion by Commissioner Mahoney, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby accept the resignation of Jeanne Runge, Appraiser for the Martin County Assessor's Office, effective September 16, 2016. Carried unanimously.

Motion by Commissioner Schmidtke, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize recruitment to fill the Appraiser position with the Martin County Assessor's Office. Carried unanimously.

The Board recessed at 9:57 a.m.

The Board reconvened at 10:00 a.m.

Chairman Belgard opened the public hearing for consideration of the proposed revised 2017-2026 Local County Water Plan. Ashley Brenke, District Manager Martin Soil and Water Conservation District, Rich Perrine, Water Plan/WCA Coordinator Martin Soil and Water Conservation District, and Jesse Walters, Outreach Coordinator Martin Soil and Water Conservation District, were present to review the proposed Revised Martin County Local Water Plan.

Brenke noted Martin County has a really active advisory committee, they meet every quarter, and the committee is made up of citizens, local government representatives, and agency representatives. Our current plan covers a ten year plan with five year updates so again in 2020 we'll be looking at our five year update again; but this right now that we're working on is a ten year plan. The plan consists of Priority Concerns, and then we have an assessment of those Priority Concerns, and then we have Goals and Objectives for those Priority Concerns, and then Action Items/Implementation for the Priority Concerns.

Brenke reviewed the Priority Concerns and Goals:

Priority Concern #1 – Surface Water

Goal 1: Surface Water Quality – To improve the quality of all surface waters throughout Martin County with an emphasis on impaired TMDL listed waters to a level that allows them to be delisted.

Objective A: Continue and develop upon public outreach and education regarding impaired waters and their impact on public health and recreation.

Objective B: Address the implementation goals as stated for TMDL listed waters. Reduce nitrate, phosphorous, and sediment concentrations in all county waterbodies.

Objective C: Reduce impacts to surface water from urban areas and impervious surfaces.
Goal 2: Surface Water Quantity – Reduce peak flow events to help prevent erosion and maintain the integrity of crop fields.

Objective A: Decrease the amount of surface runoff entering waterbodies.

Objective B: Decrease the impact of peak flow events regarding erosion and flooding of nearby crop fields.

Goal 3: Surface water drinking water supply – Meet drinking water requirements on Budd Lake.

Objective A: Continue to improve the water quality on Budd Lake to a level that is acceptable for use as Fairmont’s drinking water supply.

Priority Concern #2 – Groundwater

Goal 1: Groundwater Quality – Reduce contaminant pathways to the groundwater supply in order to maintain/improve the groundwater quality.

Objective A: Eliminate pathways for contaminants to easily reach groundwater. Protect and improve groundwater so it is fit for human consumption and other uses.

Goal 2: Groundwater Quantity – Increase the groundwater supply.

Objective A: Improve conditions for infiltration and groundwater recharge.

Goal 3: Groundwater Drinking Supply – Maintain or Improve the quality of our drinking water and work to maintain an adequate supply for all recognized uses.

Objective A: Protect aquifers being used for drinking water and work to protect wellhead areas.

Brenke and Perrine noted implementation and taking action is a big part of this plan.

Commissioner Smith inquired after this process what are the next steps.

Brenke noted the Plan goes to the Board of Water and Soil Resources (BWSR) in ten days as well as all the comments that we received from the public and agencies. They send it off to their state agency counterpoints for review and comments and then if it is acceptable to all the state agency partners it goes to the BWSR Board and then back to the county for adoption and that would be in about December/January.

Belgard inquired if there has been much public comment.

Brenke noted we have a really active advisory committee and we’ve gotten comments from them all along.

Chairman Belgard asked for input from the public.

Chairman Belgard asked if there was any other public input. No representatives from the public in attendance nor public input or comments submitted in writing were received concerning the proposed Local County Water Plan.

Motion by Commissioner Schmidtke, seconded by Commissioner Flohrs, to close the public portion of the meeting. Carried unanimously.

Motion by Commissioner Smith, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, after providing the opportunity for public input on the proposed revised Martin County Local Water Plan 2017-2026, hereby approve the Martin County Local Water Plan 2017-2026 be sent to the Board of Water and Soil Resources (BWSR) for final review. Carried unanimously.

Higgins, Forshee, and Jessica Korte, Accountant-Auditor/Treasurer’s Office, reviewed the preliminary budget currently at 7.7182%. Forshee noted the preliminary levy will need to be received by the Auditor the end of this month (September). Once the levy is set you can’t increase it but you can reduce it.

Commissioners reviewed the proposed preliminary budget including each individual department’s proposed budget; and much discussion regarding the 2017 Levy Options received from Human Services of Faribault & Martin Counties, including setting a meeting date with Human Services of Faribault & Martin Counties to discuss their 2017 request.

The Board reviewed warrants to be paid September 6, 2016.

Motion by Commissioner Mahoney, seconded by Commissioner Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve bills to be paid on September 6, 2016, as presented; and includes the Martin County Highway Department and Drainage bills as presented. Carried unanimously.

Warrants received and paid September 6, 2016, are registered on file in the Auditor/Treasurer’s Office as follows:

Revenue Fund – Warrants Approved September 6, 2016	\$167,868.03
Martin Co. Economic Development Fund	\$ 5,449.62
Enhanced 911 Fund	\$ 147.78
Solid Waste Management Fund	\$ 9,039.83
Human Services Fund	\$252,915.00
Building – CIP – Fund	\$ 1,456.38
Bank Building Fund	\$ 3,105.24
Forfeited Tax Fund	\$ 295.20
Mortgage Registration Tax Fund	\$ 5.00
	Total \$440,282.08
Road and Bridge Funds Totaled	\$116,727.56
Martin County Ditch Funds Totaled	\$350,253.36

The Board reviewed Reports and Information including 2017 Health Insurance Renewal Information received from the South Central Service Cooperative; CY2017 Budget Request Letter received from the South Central Volunteer Dive Team; and 2015 Central Services Cost Allocation Plan F/M Human Services Audit.

Motion by Commissioner Flohrs, seconded by Commissioner Smith, Be It Resolved that the Martin County Board of Commissioners, hereby receive and file the CY2017 Budget Allocation Request received from the South Central Volunteer Dive Team. Carried unanimously.

Commissioners reviewed their calendars of upcoming meetings and activities: September 6, 2016 – Labor Management Committee meeting at 11:00 a.m. in the Sisseton Conference Room; September 12, 2016 – Regular Martin County EDA meeting at 5:15 p.m. in the Commissioners Meeting Room; September 15-16, 2016 – AMC Policy Committee meetings at Arrowwood Resort in Alexandria, Minnesota; September 20, 2016 – Regular Board of Commissioners meeting at 9:00 a.m. in the Commissioners Meeting Room, annual Employee Recognition Day Event 11:30 a.m. to 1:00 p.m. at the Transit Facility, and Prairieland meeting with Executive Board meeting at 1:30 p.m. and Full Board meeting at 2:00 p.m.; and September 21, 2016 – Department Directors meeting at 8:30 a.m. – Sisseton Conference Room.

With no further business to wit, Board Chair adjourned the meeting at 11:13 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Elliot Belgard, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator