

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 17, 2019
@ 9:00 A.M.

The regular meeting of the Martin County Board of Commissioners was called to order at 9:00 a.m. by Chairwoman Kathy Smith. Commissioners present were Elliot Belgard, Steve Flohrs, Tom Mahoney, and Kathy Smith. Commissioner Koons was absent. Also present were Scott Higgins, Martin County Coordinator, Jessica Korte, Martin County Auditor/Treasurer, Terry Viesselman, County Attorney, Rod Halvorsen, City of Lakes Media, Jason Sorensen, Sentinel Newspaper, Julie Walters, Administrative Assistant, and members of staff and public.

The Pledge of Allegiance was recited.

Motion by Commissioner Belgard, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda for the September 17, 2019, regular Board of Commissioners meeting with the following: Add 4.2 Consider meeting minutes of the September 5, 2019, Annual Forfeited Land and Road Tour, and 14.1 Monthly Financial Statements Year to Date August 31, 2019; and Delete 4.1 Consider minutes from the Regular Board Meeting for September 3, 2019. Carried unanimously.

Jessica Korte, Martin County Auditor/Treasurer, introduced Jean Johnson, Accountant for the Auditor/Treasurer's Office. Korte noted that Johnson is a Certified Public Accountant (CPA) and began her duties on September 16, 2019.

The Board welcomed Johnson to her new duties.

Sonja Fortune, executive director of Red Rock Center for the Arts, was present to provide an update on the Martin County Preservation Association's Red Rock Center and to formally request consideration for an increased CY2020 Budget Allocation Request. The current allocation amount is \$4,050. Fortune thanked Commissioners for continued support.

Motion by Commissioner Belgard, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby receive and file the Martin County Preservation Association's (Red Rock Center for the Arts) Annual Report and CY2020 Budget Request. Carried unanimously.

Ashley Brenke, Director Martin SWCD, was present to provide an update on One Watershed One Plan and noted that Commissioner Flohrs is the commissioner representative for the Watonwan One Watershed One Plan which is moving along - we have our issues table which is how we've done the normal county water plans that we're used to and we're starting to identify goals and actions related to those issues for the Watonwan Watershed. Brenke went on to note included in your agenda packets is a meeting that you are all invited to on September 30th from 10:00 a.m. to noon. Jennifer Wolf from Minnesota Counties Intergovernmental Trust (MCIT) will be down talking about operational agreements. Right now we're in the planning phase for One Watershed One Plan and after that we move to the implementation phase so you all as

County Commissioners and my board of SWCD Supervisors will decide what the next steps. Brenke also noted we are starting discussions to do this One Watershed One Plan in the Des Moines Watershed (both west and east) also and will be starting meetings next summer.

Sarah Emery, Regional Manager Permitting and Environmental with Avangrid Renewables, was present to provide an update on the Trimont Wind Repower Project. It's an exciting new upgrade to our existing Trimont Project that's been in operation since 2005. We're in Cedar Township in Martin County and also into Jackson County. It's a unique project where we partnered with the local landowners, the Trimont Area Windfarm LLC, and they share in the gross revenues of the project along with receiving land lease payments for turbines and other components on their land. The site is a 100.5 Mega Watt facility made up of 67 GE 1.5 Mega Watt turbines. Currently it has an 80 meter hub height and a rotor diameter of 77 meters. We support about 13 local operating jobs and we pay annual local taxes of about \$400,000 with 80% going to Jackson and Martin Counties and 20% to townships. With the Repower Project it's exciting because it will increase the reliability, energy production, and prolong the useful life of the project. We're working to start the work in October 2019 and will extend into 2020. It's a new product by GE where they repower the existing turbines. It will increase the energy production approximately 13% so a nice increase in production. It increases the useful life of the project to about 2045. We've extended landowner leases from 30 to 40 years to support that repower time and it will increase wind production taxes. We're looking at about \$460,000 now per year that will then be divided out.

Emery noted we're not changing the location of the turbines, we're not changing the towers; but are changing the blades or rotors and then the components inside. So you'll see a little bigger rotor from a 77 meter to a 91 meter rotor diameter and that increases the ability to catch the wind by about 40% which will increase the energy production. When you look at it, it's a pretty minor increase of about 23 feet in tip height. It will swing a little lower but nothing that will impact any farming operations.

Emery went on to note we're looking at replacing the blades and hub, the gearbox, the main shaft and main bearings, pitch bearing and pitch systems, generator frame, flex coupling and slip rings, and electronic controls. The turbine generators will be refurbished. They'll be pulled out and taken off site or someplace close by on site to be upgraded and then brought back in and installed. So as I said the turbine will not change. We're using the existing towers. The underground collection system will not change. It's been evaluated by outside engineers and is suitable so we won't have to do any trenching. They will be doing work within the substation just to upgrade things in there. The foundations don't need to be changed. They've been evaluated and the nacelles will be reused and it's basically the swapping out of parts.

Emery also noted we're planning to start in mid to late October 2019. The things that need to happen construction wise include:

- The turbine access roads will be improved as needed
- Temporary wider turning radius at public roads will be installed as needed
- Temporary construction laydown area
- Temporary construction area around turbine will be approximately 200 ft. radius
- Temporary crane paths between turbines

- Crane will lower rotor, generator and gearbox to the ground
- Generator will be refurbished onsite or offsite
- Deliver new blades, hub, and nacelle-based equipment
- Testing, commissioning of repowered turbine
- Clean up construction area, remove temporary turning radius, de-compact soil, restore site, re-seed as needed

Chairwoman Smith thanked Emery and Avangrid for the presentation and update.

Terry Viesselman, County Attorney, was present to review an amended Social Host Ordinance, noting the Ordinance needs a number assigned to it so that a number can be cited when tickets are given and can be coded into the computer. Viesselman went on to note there was a typographical error in paragraph 3.C, and for clarity a paragraph was included specifically noting that a violation of this Ordinance is a misdemeanor. Viesselman recommends approval and adoption of the amended Martin County Social Host Ordinance.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and adopt the amended Martin County Social Host Ordinance No. 01-2018. Carried unanimously.

MARTIN COUNTY ORDINANCE NO. 01-2018

***AMENDED* ORDINANCE TO ESTABLISH SOCIAL HOST LIABILITY FOR ALCOHOL AND UNDERAGE PERSONS**

WHEREAS, the County Board of the County of Martin, Minnesota, previously passed An Ordinance to Establish Social Host Liability for Alcohol and Underage Persons, which was adopted on December 18, 2018; and,

WHEREAS, the County Board of the County of Martin, Minnesota, desires to amend An Ordinance to Establish Social Host Liability for Alcohol and Underage Persons.

NOW, THEREFORE, The County Board of the County of Martin, Minnesota, does hereby ordain and amend An Ordinance to Establish Social Host Liability for Alcohol and Underage Persons, adopted on December 18, 2018, as follows:

- I. For the purpose of this ordinance, the following terms have the following meanings:
 - A. Alcohol. "Alcohol" means ethyl alcohol, hydrated oxide of ethyl or spirits of wine, or any other distilled spirits, including dilutions and

mixtures thereof.

- B. Alcoholic Beverage. "Alcoholic Beverage" means alcohol, spirits, liquor, wine, beer, and every liquid containing alcohol, which contains one-half of one percent or more of alcohol by volume.
 - C. Event or Gathering. "Event" or "Gathering" means any group of three or more persons who have gathered together.
 - D. Host or Allow. "Host" or "Allow" means to conduct, entertain, organize, supervise, control, at a gathering or event.
 - E. Underage Person. "Underage Person" is any individual under 21 years of age.
2. It is unlawful for any person to:
- A. Host or allow an event or gathering where alcohol or alcoholic beverages are present when an underage person consumes any alcohol or alcoholic beverage and,
 - B. The person fails to take reasonable steps to prevent consumption by the underage person.
3. Exception.
- A. This ordinance does not apply to conduct solely between an underage person and his or her parents while present in the parents' household.
 - B. This ordinance does not apply to legally protected religious observances.
 - C. This ordinance does not apply to retail intoxicating liquor or 3.2 percent malt liquor licenses, municipal liquor stores, or bottle club permit holders who are regulated by M.S. 340A.503, subd. 1(a)(1).
4. Penalty.
- A. A violation of paragraph 2, above, is a misdemeanor.

Kathy Smith, Chairman
Martin County Board

ATTEST:

Scott Higgins

Introduced: _____

Adopted: _____

Published: _____

Chairwoman Smith noted we held a public hearing on September 3, 2019 in conjunction with the CHS, Inc. proposed construction of new facilities and expansion of the existing facilities and to grant abatement to CHS, Inc., and there were a couple of things that the Board wanted to see added to the (Abatement) agreement. We revised the Agreement and the County Attorney sent it back to CHS, Inc. and CHS, Inc. came back with basically the same agreement with a couple of changes: (1) They added *corporation* behind their cooperative name; and (2) on Page 6 Paragraph 1 they talked about the parking facility and the trees and made a slight adjustment there; and then on Page 11 Section 4.5 they deleted a paragraph. Chairwoman Smith asked if Terry (Viesselman) would address those changes that CHS, Inc. made.

Viesselman noted we approved the Agreement at the September 3, 2019, regular Board of Commissioners meeting and we had a sort of agreement on those items they added. What we talked about as far as the tree barrier is that they would explore with Soil and Water in determining what appropriate trees and shrubs could be planted there, and that was just kind of generic and didn't really obligate them to anything. Their concern at that time was they didn't want to agree to something that they didn't even know if it was feasible for them to do. The language there is now a little stronger, saying they will put one in. And, CHS will continue to address water and drainage issues with neighbors, and formulate an appropriate drainage plan. Viesselman went on to note regarding the deleted paragraph typically the rule is that everyone pays their own lawyers unless there's a statute saying that one side has to pay. And there's nothing in the tax abatement that says they're responsible for attorney fees or if the parties agree to it. Viesselman noted the language from our perspective is okay and consistent with what we were talking about.

Chairwoman Smith noted the Tax Abatement and Business Subsidy Agreement was approved at the September 3, 2019 regular Board of Commissioners meeting. What the Board is considering today is the amended language changes.

After review and discussion,

Motion by Commissioner Mahoney, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve revisions made to the Tax Abatement and Business Subsidy Agreement between Martin County and CHS, Inc. Carried unanimously.

Jessica Korte, Auditor/Treasurer, noted that the Auditor/Treasurer's Office has received notification for the repurchase of forfeited land property located in the City of Fairmont, Parcel

ID #23.173.0010. The parcel of land was owned by Doug King and Debra Kitchell before the forfeiture. At the time of Application for Repurchase of Forfeited Land, Farmers and Merchants State Bank of Alpha was a mortgage holder on an undivided one half interest in this property by virtue of a modification of mortgage signed by Debra Kitchell. Korte went on to note by statute Board approval is to be given only if at least one of the following conditions is determined to be true: (1) The Board determines that undue hardship or injustice resulting from the tax forfeiture will be corrected by the repurchase; or (2) The Board determines the repurchase will best serve the public interest.

Viesselman noted the statute is a *right*. It's a *right* that if the person who makes the application for repurchase meets the requirements of the statute they're entitled to it and the Supreme Court has said that as a matter of policy it's not the states policy to encourage or to do tax forfeitures on property and that this statute is remedial in nature and is to basically help the owner or other interested people to prevent forfeiture. Viesselman went on to note in other words the Supreme Court has said that the intent of the statute is to allow these repurchases if they qualify and that's what the state wants to see. That's why they've given that right. So then the question becomes whether they qualify under those two principles. The public interest one what the statute actually says is that the repurchase has to promote the use of the lands that will best serve the public interest and so on the one application they said that it collects tax dollars and that's of public interest. Well, that's not really the intent. The idea is that by repurchasing it they will be using that land in a way that will best promote the public interest as opposed to some other use if someone else buys it now from the state. I don't know if that's what the intent is here.

Viesselman continued when you're making your decision, you'll need to determine if there are facts to support whether there's public interest or the undue hardship. And so this other factor about the undue hardship or injustice it says to correct that having happened is one of the reasons. I don't see any injustice was done but whether it's undue hardship, that could be. The problem you have with undue hardship is there is no legal definition of undue hardship. It's a phrase that some states including Minnesota use and it's vague. So you do an analysis on whether there are facts to support undue hardship. For you what makes it a little more interesting is that the bank is the applicant and it's not an undue hardship for them; but, the statute says any undue hardship the bank doing it on behalf of their customer who they made the loan to so I think we're okay with proceeding. What you have to look at is if it is a financial hardship on Kitchell to lose her property and still have to pay that tax. Then I think you as finders of fact would make that determination and then you would state that is your reason when you have to do the resolution for repurchase. So you might have to ask the banker a little bit more about the factual situation. But I don't think from what I've seen public interest applies here; but, the undue hardship may.

Gordon Ruskell, Senior Vice President Farmers and Merchants State Bank of Alpha, was present and noted I apologize for this getting to this point. I don't know Doug (King). I talked to Doug King on the phone, I don't know him personally. We've dealt with his sister, Deb Kitchell, for quite a number of years. We have a mortgage on her half interest in the property or we had interest. When we found out that this was in arrears and may go to forfeiture we contacted Doug (King) and tried to reach an agreement that we'd get a mortgage - well first just pay up the portion for Confession of Judgement he was going to do that and pay part of that and we were

going to help him with the first part of that. Never met him in person, trying to do this over the phone and by fax, I think he thought we were trying to take advantage of him. We didn't get it done in time and so that Friday came and it was too late. We had read that you could do this what we're doing here now (Application for Repurchase) but we hadn't started it yet. And then Doug (King) did apply so you've got an application from him too. I reached out to him to see if we could do it as kind of a joint effort and he didn't respond. Our proposal is that we would take title to the property, we brought a cashier's check along to pay it up, and one thing that happened in there is a potential buyer showed up. This was on the market for a lot of years and priced quite a bit higher and now there is a buyer - I don't know if they're still interested. But at least the price was down to where there was some interest. So we thought that if we had interest in the whole property and paid the taxes and hopefully there's enough that we get our money out and probably an equal amount we'd give to Doug (King) once we get ours done. And the property was half and half so our intention was to pay the taxes first. At this point we would get our money first and then give the rest to Doug (King) up to that amount and they'd split the difference is what our intention is, if it sold.

Much discussion ensued pertaining to the Application for Repurchase of Forfeited Land.

After discussion,

Motion by Commissioner Belgard, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and allow the Application for Repurchase of Property received from Doug King and Farmers State Bank of Alpha, each one-half interest owners of Parcel No. 23.173.0010, to equally split taxes and fees owed between both parties and are due and payable to the Martin County Auditor/Treasurer's Office by October 1, 2019; and that the Board determines that undue hardship resulting from the tax forfeiture will be corrected by the repurchase of property. Carried unanimously.

Kevin Peyman, County Engineer, provided a Highway Department Update including progress on CSAH 54 and anticipated mid-October completion date; and recent meeting with the Minnesota Department of Transportation (MnDOT) and the City of Ceylon regarding the 263 turn back.

Scott Higgins, County Coordinator, noted we received a check in the amount of \$3,000 from ITC. The catalyst for the contribution was to provide internet service to at least one of the County parks, but would be at the discretion of the county board. The Board needs to accept the check in order to put it in the Park Board account.

Discussion ensued with regard to the Park Board being able to use the ITC funds for expenses other than broadband installation if it is determined that broadband is found to be cost prohibitive.

After further discussion,

Motion by Commissioner Mahoney, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve and accept the donation received from ITC in the amount of \$3,000.00 to be deposited into the Martin County Parks/Trail Committee

Fund. Roll Call AYES: Commissioners Belgard, Mahoney, Flohrs, and Smith. Commissioner Koons was absent. NAYS: None.

Jeff Markquart, Martin County Sheriff, was present and noted the Martin County Sheriff's Office has received an agreement for Off Highway Vehicle Enforcement Grant funds in the amount of \$9,662.00 to cover equipment and supply expenses incurred for off highway vehicle enforcement.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize execution of the Off Highway Vehicle Enforcement Grant Agreement for FY2020-2021 in the amount of \$9,662.00 effective July 1, 2019 and expires June 30, 2021; and to authorize Board Chair and Sergeant Mike Anderson, Grantees Authorized Representative, to sign the grant agreement and other required reporting on behalf of Martin County. Carried unanimously.

Markquart noted Seasonal Water Patrol Deputies Parker Stevens and Carolyn Jacobson did a great job this year and that the end of employment date for each is September 3, 2019.

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby accept the end of employment with Parker Stevens and Carolyn Jacobson, Seasonal Water Patrol Deputies with the Martin County Sheriff's Office, effective September 3, 2019. Carried unanimously.

Markquart presented a current Martin County Jail Population Update including twenty-four (24) in-house, seven (7) out-of-county, and four (4) on Electronic Home Monitoring (EHM).

Rebecca Bentele, Victim Witness Coordinator, was present to review an amendment to the Crime Victim Services 2018 Grant Agreement for Victim Services. Bentele noted there will be some funds left in the existing grant at year end (September 30, 2019) from the resignation of the Victim Services Assistant in April 2019. Bentele went on to note she has asked the State (Office of Justice) for allowance to apply the remaining funds from the 2018-2019 grant toward the new support staff position once hired. Bentele also noted the State has sent a grant agreement amendment for current 2018-2019 grant to extend the use of grant funds to March 2020. Bentele recommends approval of the amended grant.

Motion by Commissioner Belgard, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair and/or County Coordinator to sign the Crime Victim Services 2018 Grant Agreement Amendment extending the date by which to use grant funds from September 30, 2019 to March 31, 2020. Carried unanimously.

Mike Sheplee, County Assessor, was present to provide an Assessor's Office Update noting there have been a number of changes to Department of Revenue policy and some legislation this year and wanted to bring the Board up to speed on the work that we're doing as it affects the taxpayers that you may be talking to as well.

1. Exclusion for veterans with a disability.

2. Special Agricultural Homesteads.
3. New construction and permits review.
4. Sales ratio update.
5. Short Term Rental Properties aka VRBO or Air B&B or Craft Retreat Houses.
6. Review an example of a tax abatement and business subsidy agreement.

Higgins presented and reviewed a proposal received from Wold Architects and Engineers for the design and schematic drawing on the new County Garage Facility located at 1200 N. State Street. Higgins noted we met with Wold last week and are looking at the leaking roof, poor lighting conditions, and configuration of easy access for county vehicles, and determining requirements for sanitary drainage, and evaluating the necessity for sprinklering the facility and/or a fire wall to meet building code. Based on a \$200,000 budget Wold is proposing fixed fees of 7.5% (\$15,000) for renovation projects based on the approved or agreed upon construction cost plus estimated reimbursable expenses of \$4,500 for a total proposed fixed fee of \$19,500. Higgins recommends approval.

Motion by Commissioner Belgard, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and accept the Architectural Services Proposal for Assessment of Needed Improvements received from Wold Architects and Engineers in the amount of \$19,500.00 for needed improvements to the new County Garage Facility. Carried unanimously.

Bill Fahey, Northland Securities and Financial Consultant of the County, was present to review the process for Issuance of GO Bonds for various upcoming Capital Improvement Projects.

Higgins noted Minnesota Statutes require that bids be taken for Official County Newspaper designation for the publication of notices, minutes, etc. The Truman Tribune was awarded the bid for the 2019 Official County Newspaper and it is time to advertise for bids to all known newspapers in Martin County. We are taking in early bidding process to give the Board more time to review and discuss the bids to designate the official newspaper for Martin County for the year 2020.

Motion by Commissioner Belgard, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Martin County Coordinator's Office to advertise for bids for designation of the official newspaper for Martin County for the year 2020. Bid opening will be held on November 19, 2019, at 10:00 a.m. in the Martin County Courthouse – Commissioners Meeting Room – First Floor; with Bid Award at the January 7, 2020, regular Board of Commissioners meeting. Carried unanimously.

Higgins and Korte reviewed the proposed 2020 levy noting the mandated maximum levy for 2020 is \$17,362,041 which equates to a 6.44% increase over CY2019. The Board may reduce the proposed levy but cannot increase the levy from the amount set today. Higgins noted the Board is also asked to set the Truth in Taxation meeting for December 3, 2019, at 6:00 p.m. in the Commissioners Meeting Room – Martin County Courthouse.

After further discussion and review,

Motion by Commissioner Mahoney, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize resolution establishing the preliminary Tax Levy for Year 2020 which equates to a 6.44% increase.

R-#31/'19

RESOLUTION

PROPOSING PRELIMINARY TAX LEVY FOR CY2020

WHEREAS, the Martin County Board of Commissioners met to review the recommended 2020 budget; and

WHEREAS, the 2020 recommended budget and levy was prepared with the participation of the Martin County Department Directors and Elected Officials.

THEREFORE BE IT RESOLVED, that on September 17, 2019, following discussion by the Martin County Board of Commissioners, the Board set the 2020 proposed levy at \$17,362,041 which equates to a 6.44% increase over CY2019 levy; with proposed expenditures in the amount of \$33,960,643 and revenues in the amount of \$17,158,967.

BE IT FURTHER RESOLVED THAT BEFORE ADOPTION OF THE FINAL 2020 BUDGET, the Board may reduce the proposed levy but cannot increase the levy from the amount set on this date; and

BE IT FURTHER RESOLVED, that the Public Hearing for the CY2020 Budget will be held on Tuesday, December 3, 2019 at 6:00 p.m. in the Commissioners Board Room – Room No. 103 – First Floor of Courthouse – Fairmont, MN.

Upon Motion made by Commissioner Mahoney, seconded by Commissioner Flohrs, and unanimously carried, said resolution was duly passed and adopted this 17th day of September, 2019.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Kathy Smith, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Belgard, Flohrs, Mahoney, and Smith. Commissioner Koons was absent. NAYS: None. Resolution duly passed and adopted this 17th day of September, 2019.

The Board reviewed Warrants to be paid September 3, 2019.

Motion by Commissioner Mahoney, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve Warrants to be paid on September 3, 2019, and includes the Martin County Highway Department and Drainage bills as presented. Carried unanimously.

Warrants received and paid September 3, 2019, are registered on file in the Auditor/Treasurer's Office as follows:

Revenue Fund – Warrants Approved September 3, 2019	\$256,413.81
Martin County Economic Development Fund	\$ 7,463.39
Human Services Fund	\$293,898.09
Ind. Sewage Treatment System Loan Fund	\$ 18,668.47
Building-CIP-Fund	\$ 6,834.20
Human Service Building Fund	\$ 4,313.76
Total	\$587,591.72
 Martin County Ditch Funds Totaled	 \$ 39,435.92

The Board reviewed CY2020 Ancillary Insurance Renewal Information; and CY2020 Employee Health Insurance Renewal Information.

Higgins noted the Board is being asked to consider the AIA Agreement for Emergency Generator Replacement Project at the Security Building with DeWar Electric Inc. Higgins went on to note the cost of the Emergency Generator Replacement Project is \$219,037.0. Higgins also noted the AIA Agreement has been sent to the county attorney for his review and opinion. Higgins recommends approval contingent upon county attorney review.

Motion by Commissioner Belgard, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, after the appropriate advertisement for bids, and upon receiving bids for the Emergency Generator Replacement Project, hereby approve and authorize Board Chair to sign the AIA Agreement with DeWar Electric Inc. of Fairmont, Minnesota, in the amount of \$219,037.00; and authorize the Board Chair to sign and execute the contract; and is contingent upon county attorney review. Carried unanimously.

Higgins noted the Board is being asked to consider the AIA Agreement for Copper Dome Restoration Project at the courthouse with I&S Group, Inc. Higgins noted I&S is proposing a total of \$194,000 for construction documents, permitting, bidding administration, and construction administration. Higgins noted the Agreement has been reviewed by the county attorney and approves as to content. Higgins recommends approval.

- Clock Restoration \$ 24,000
 - Copper Dome Replacement \$145,000.00
 - Administration \$ 25,000.00 (a)
- \$194,000.00

- (a) If state or federal grant funding requires additional submittals or review meetings to outline the work or provide additional documentation for grant application process, ISG will bill at an hourly rate on a time and materials basis.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize Board Chair to sign the AIA Agreement with I&S Group, Inc. of Mankato, Minnesota, in the amount of \$194,000.00 for Copper Dome Restoration Project; and authorize the Board Chair to sign and execute the contract. Carried unanimously.

The Board reviewed minutes from the September 5, 2019, annual Tax Forfeited Land and Road Tour.

Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes from the September 5, 2019, annual Tax Forfeited Land and Road Tour. Carried unanimously.

With no further business to wit, Motion by Commissioner Flohrs, seconded by Commissioner Mahoney, to adjourn the meeting.

Meeting adjourned at 11:15 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Kathy Smith, Board Chair

ATTEST: _____
Scott Higgins, County Commissioner