

UNOFFICIAL MINUTES- SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
May 3, 2011

9:00- Meeting was called to order by Chairman Fenske. Members present: Stensrud, Fenske, Ritter, Goodenow, Anderson, County Administrator Stomberg, Attorney Maes, County Auditor/Treasurer Van Overbeke.

Pledge of Allegiance to the Flag

Approve Agenda

Under resolutions and contracts if we could add consider resolution for magic act and, accepting a donation and under my time add discussion of passports. Anderson moved, seconded by Ritter to accept the agenda. All voted in favor.

Identify any Conflict of Interest

None identified.

	Per Diems	Expenses
Goodenow	\$300.00	-----
Fenske	\$150.00	-----
Stensrud	\$300.00	\$133.45
Ritter	\$ 50.00	\$ 13.00
Anderson	\$ 50.00	\$ 15.30

Consent Agenda:

1. Approve Minutes from April 12, 2011
2. Approve Minutes from April 19, 2011
3. Approve Commissioner Warrants 124675-124756 in the amount of \$111,616.24 dated 5/4/11.
4. Approve Auditor Warrants 124623-124650 in the amount of \$82,173.71 dated 4-23-11 and 124655 – 124674 in the amount of \$25,913.79 dated 4-28-11.
5. Approve Per Diems & Expenses
6. Close SD V account

Anderson – I would like to ask Suhail a question on one of the bills for FEMA. Kanwar – Most of the time we reimburse them. It is a permanent fee. Anderson – What does it get used for? Kanwar – For the floodway. Goodenow moved, seconded by Ritter to approve the consent agenda. All voted in favor.

Safe Assure Contract to provide Highway Department annual safety training

Anderson moved, seconded by Stensrud to approve the contract contingent on \$2,000,000 minimum in insurance limits. All voted in favor.

Traffic Safety Grant

Stomberg – One change it should be through September 30, 2011 not June 30, 2011. Ritter – What is it used for? Mather – We use about \$1,500 for computers and \$500 for overtime. Goodenow moved, seconded by Ritter to approve and authorize the Chair to sign a resolution for Traffic Safety Award for \$2,000 for support and overtime for traffic enforcement. All voted in favor. (Resolution 17-11 on file in the County Administrator's Office)

Amend county water plan

Goodenow moved, seconded by Anderson to approve and authorize the Chair to sign a resolution amending the county water plan. All voted in favor. (Resolution 18-11 on file in the County Administrator's Office)

AMC Magic Act Resolution

Stomberg – The resolution is to show our support for a bill in front of the legislature and it is a mechanism for counties to get away from mandated services if there is a better option. Stensrud moved, seconded by Goodenow to approve and authorize the Chair to sign a resolution for the MAGIC act. All voted in favor. (Resolution 18-11 on file in the County Administrator's Office)
All voted in favor.

Sheriff's Office Donation

Stomberg – The Sheriff received a \$100 donation. Mather – This is from the prime timers in Tracy one of our officers did a presentation and they donated it. Anderson moved, seconded by Ritter to accept the donation with appreciation from the Prime Timers in Tracy. All voted in favor.

Telephone system

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Fran VanKeulen – SWHHS is looking to upgrade the whole system and partner with Lyon County. To start we would do public health, human services, and the county offices. And to expand when the contract runs out in the Sheriff's Office. Reviewed of phone options. VanKeulen – It would take at least 3 months to get this in. Discussion on phone options and cost. Ritter moved, seconded by Goodenow to partner with SWHHS to purchase the Mitel System in the amount of \$33,708. Fenske – How are we going to pay for the \$33,708? Stomberg – We have about ½ a million in the building fund and \$33,000 in the designated tech. We do have a re-roofing project and that will be about \$300,000. The other option would be a refunding resolution and pay for it out of reserves. We will be discussing that at the planning meeting. If you want to commit you can do that at that time. Goodenow – I would like to know how much reserves are available and there are things like the radio project. Fenske- We will approve this now and we will look at the best place to take this from. All voted in favor.

Approval to purchase a vehicle for Veteran transportation service

Wing – In October 2010, a request was made of the Board to request grant funding. Lyon County received \$50,000 in grant funding. We are looking at almost 40,000 miles per year. Ritter – Could you talk about the height difference? Wing – The prices that were included height. One is a high roof that allows them to stand. Also a back up alarm that was recommended for safety and to accommodate the volunteer drivers to provide a better seat and a cruise control option and the auxiliary temperature control system. Ritter moved, seconded by Anderson to approve the purchase of a vehicle for the Veteran transportation program. Ritter – Part of the 10% would be to wrap it with some advertising. All voted in favor.

Goodenow moved, seconded by Stensrud to approve using the county vehicle fund for the remaining difference in available grant funding and the total vehicle purchase price. All voted in favor.

Memorial Day appropriations

Anderson moved, seconded by Stensrud to approve \$2001 in Memorial Day appropriations for 2011. All voted in favor.

Ritter – Terry you applied for a \$10,000 grant for training. Wing – There was a second grant awarded and that was for outreach. My intent would be to have a single event. Ritter – You are doing an excellent job for us.

Update on settlement issues with Veit Construction

Discussion on warranty claim issue with pond one and upcoming arbitration.

10:10 Meeting Recessed

10:23 Meeting Called to Order

10:23 Mayor Bob Byrnes called the Marshall City Council to Order

Stomberg – In the Board packet I have included a contract with the city of Marshall and Chamber for EDA services. It is proposed and it is between the City and the Chamber. Also, handed out today was some information on the organization of Kandiyohi and City of Willmar EDA. That would be another option. The recommendation from the recommendation committee is also included. Ben is here the city administrator and I would ask if he could come forward and go over the proposal. Ben Martig discussed the Chamber model and Kandiyohi County City of Willmar model. Discussion on building inventory. Stomberg – I think Ben did a nice job of laying out what the recommendation would be. If the county desires to get into the EDA business this year my recommendation would be an arrangement with the Chamber. Fenske – Okay, Board members any comments or questions? Stensrud – If we are going to get into it this is a way to start. Fenske – It does give us a low cost way to get into it and find out more of what it is going to do for us. One of the things I would suggest is we would expect a quarterly report from Cal or the Chamber. Goodenow – I would like to move towards something more permanent. Discussion on Kandiyohi County Willmar model. Fenske – We need to involve the other communities. Boedigheimer – I would like to see the county work with joining the Marshall EDA and the Chamber as this agreement for this year. Sanow – I support how this is written and you guys should have your own. I don't know if by January 1 you can copy the Willmar model. This would be a great way to start and it is within your budget. I think you need to invite the other EDA Directors. Fenske – Ben you and Loren recommended we each have our own and you had a figure on it. Stomberg- We could go either way and the county could join in on this document or we could take a look at it as a separate contract. Fenske – It appears to me that our deliverables might be different then the city and we should have a separate agreement. You have already negotiated with the Chamber for the amount of dollars required for the services. Stensrud – I think it is a good idea to have our own agreement. Goodenow moved, seconded by Ritter to authorize the County Administrator to negotiate with the Marshall Area Chamber of Commerce and bring back to the next Board meeting. Anderson – The deliverables is that what you want in the agreement? Goodenow – Yes. Fenske – What about putting together the deliverables do we

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do this as a committee or as a board? Goodenow – I don't think we need a committee we can work with the Administrator. Maybe a draft in two weeks and a final after. All voted in favor.

Boedigheimer – I would like to ask the county and city work towards that. I think we need to have something more formal for the city and Marshall. That organization can still contract.
Goodenow moved, seconded by Stensrud to have the County Administrator start working on a joint powers agreement with any interested EDA entities in the county. Anderson – I would like to see some deliverables before we do that. Goodenow – This is trying to work into a formal structure. Anderson – We are rushing into this. Goodenow – We are not making a commitment. Anderson – Yes we are to create it. Goodenow - The motion is to have administration work towards developing a JPA with all government entities in Lyon County. Fenske – It is to look at this model that Willmar and Kandiyohi County has.

Voting in Favor:

Stensrud
Fenske
Goodenow
Ritter

Opposed:
Anderson

Motion carried 4 to 1.

11:00 a.m. Mayor Byrnes adjourned the Marshall City Council meeting

Timmerman Gravel Pit

Stomberg – There would not be an easement or anything with the drainage. Goodenow moved, seconded by Stensrud to approve and authorize the Chair and County Administrator to sign documents necessary to clear the title of the property. All voted in favor. (Resolution 19-11 on file in the County Administrator's Office)

Main Street / 6th Street Parking Stalls

Anderson moved, seconded by Goodenow to approve sending a letter to Glenn Olson, City of Marshall Engineer, requesting two no parking spaces on Main Street and on sixth street. All voted in favor.

Passport Discussion

Mather – After we agreed to move passports to my office. My staff had completed all the online courses necessary to do that. After completion of required courses they sent it to D.C. About a week later I got notification that law enforcement agencies cannot be considered. Hammer – I could still do it by splitting my staff but we will not have the services in Vitals and Passports. I don't know of any other place that could. We are restricted and vacation, sick leave, breaks we will not have the coverage. Goodenow – There are some counties that you can't even get one in. Hammer – Lincoln County they are going to split her staff but she only has 100 per year. She has the same amount of staff we do. Fenske – We don't have to take any action we are just not offering the service. Goodenow moved, seconded Ritter that due to changes in homeland security and federal law Lyon County will no longer be offering passport services. All voted in favor.

Reviewed Meeting Schedule

Commissioners Report

Ritter reported on SWMHHS meeting with Pipestone, Murray, Rock, Lincoln and Lyon met with the Rock County Administrator, HR and a Commissioner. I was wondering if the Investment Committee has met.

Stensrud reported on Soil and Water and Drug Task Force. Stensrud – They have a deputy assigned to it right now. Mather – We have one assigned to the Drug Task Force now and she would come back and the temporary deputy position would go away.

Fenske reported on Towards Zero Death meeting.

11:30 a.m. Ritter moved, seconded by Stensrud to adjourn. All voted in favor.

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Robert Fenske, Chairman

Attest: Loren Stomberg
Lyon County Administrator