

**UNOFFICIAL MINUTES- SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
August 2, 2011**

8:00- Meeting was called to order by Chairman Fenske. Members present: Stensrud, Fenske, Ritter, Goodenow, Anderson, County Administrator Stomberg.

Closed Session, LELS Labor Negotiations

8:00 a.m. Ritter moved, seconded by Stensrud to go into closed session. All voted in favor.

8:50 a.m. Ritter moved, seconded by Anderson to come out of closed session. All voted in favor.

8:50 a.m. Meeting Recessed

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.

Approve Agenda

Goodenow – I would like to request the fair board appropriation. Ritter moved, seconded by Stensrud to approve agenda with addition. All voted in favor.

Identify any Conflict of Interest

None identified.

	Per Diems	Expenses
Goodenow	\$300.00	-----
Anderson	\$200.00	\$145.41
Stensrud	\$200.00	\$128.76
Fenske	\$140.00	\$ 88.23
Ritter	\$290.00	\$18.87

Consent Agenda:

1. Approve Minutes from July 19, 2011
2. Approve Commissioner Warrants 125714-125797 in the amount of \$275,768.06 dated 8/3/11.
3. Approve Auditor Warrants 125683-125697 in the amount of \$3,366.57 dated 7/21/11, 125698 in the amount of \$25,1033.37 dated 7/21/11 and 125699-125713 in the amount of \$26,770.59 dated 7/28/11.
4. Approve Per Diems and Expenses
5. Accept David Schult'z resignation

Anderson – I would like to pull number 5. Stensrud moved, seconded by Anderson to approve consent agenda items 1-4. All voted in favor.

Consent agenda Item 5

Anderson – Are we looking at replacing that position? Kanwar – Not at this time. The Board made a decision on the workforce plan that we would go down to 2 for each shop. We will distribute each of the duties to each shop. We will have the function available but not the position. Stensrud- Who knows all the laws on where they are suppose to go? Goodenow – Does the signman put up the temporary signs and warning signs? Kanwar- They do help in that function. Goodenow moved, seconded by Anderson to accept David Schult'z resignation. All voted in favor.

Partial Release of Note and Septic System Lien

Stensrud moved, seconded by Ritter to approve and authorize the Chair to sign a partial release of note and septic system lien on an existing note and septic system owned by Lyon County for a portion of property owned by Jim and Thea Swenson. All voted in favor.

Overview of Minnesota Veterans Homes

Wing gave an update on Minnesota Veteran's homes.

Extension of part time seasonal landfill employee

Goodenow moved, seconded by Anderson to extend the part time seasonal landfill employee Kevin Groenwold through February 2, 2012. All voted in favor.

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Lyon County Regional Landfill Advisory Board Meeting and Open House

Fenske set the annual advisory board meeting for 6:00 p.m. on September 15, 2011 at the Lyon County Landfill.

Approval of change order #2 for gas collection project

Anderson moved, seconded by Ritter to approve and authorize the Chair to sign change order #2 for gas collection project with Landwehr Construction extending the final completion date and adjusting the contract by \$20,838.40. All voted in favor.

Minimum dollar amount for abatement

Stensrud moved, seconded by Goodenow to set the minimum dollar amount for abatements at \$100.00. All voted in favor.

Tracy Kid's World property tax exemption

Anderson – We have two members from the Tracy Kid's World are here. Champine – It has been sent to the Department of Revenue three different times. The last one from April of this year goes along with the other letters states that there is not enough evidence. Their opinion is that the property is taxable. There is an appeals board that an institution can appeal too. Fenske – Has anything been done as far as an appeal? ?? – I don't believe Mark made the appeal. We have indicated why and what we are doing. What else do we as a facility need to do? It states we are lacking requirement 3. What else can we do? Champine-The ruling came down from the state that it was taxable. I would strongly encourage you to go through the appeal process. There are two options one is tax court and the non-profit council. Anderson – Would that affect all taxing authority, city, county and school district? Champine – Correct. Discussion on reimbursement. Champine – The Board can't take any action on the exemption.

10:00 Meeting Recessed

10:15 Meeting Called Back to Order

CDBG Amendment

Goodenow moved, seconded by Ritter to approve and authorize Loren Stomberg, Lyon County Administrator to sign an amendment to the Community Development block grant. All voted in favor.

Supporting Hands Nurse/Family Partnership Joint Powers Agreement

Gilb – This is a national program, it has been in place for 30 years. It is only available to first time low income mothers. The national studies that they have done show that each county can save \$5.70 for each \$1.00 spent. The referrals come from public health. Southwest Health and Human Services is committed to paying the costs for 2012. We do believe we can make it work for 2012. Fenske – We need to vote on this but the cost is coming out the public health budget. Gilb – An out of home placement can cost \$75,000 to \$100,000. Goodenow – The public health board recommended doing this. Maes – I would say when you look at the jpa itself, I would say it should be to start the process. Goodenow moved, seconded by Ritter to begin the application process and join the supporting hands nurse/family partnership joint powers agreement. Anderson – The whole thing is picked up by SWHHS? Gilb – Yes. All voted in favor.

Presentation of preliminary levy and budget

Stomberg reviewed first draft of preliminary budget.

Reviewed Meeting Schedule

Commissioners Report

Goodenow reported on Library Board. Goodenow requested the appropriation

Goodenow moved, seconded by Anderson to approve the fair board appropriation of \$12,500. All voted in favor.

Ritter reported on Planning and Zoning and labor negotiations with SWHHS.

Stensrud reported on Westbridge House at Western Mental Health, Western Mental Health, Soil and Water Conservation, Regional Energy Board, Solid Waste, and RC & D.

Anderson reported on JD 10, JD 24, Historical Society, Radio Board, and the Alliance Meeting.

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Fenske reported on library board budget, labor negotiations, JD 10 and JD 24.

11:51 a.m. Stensrud moved, seconded by Ritter to go into closed session. All voted in favor.

Chairman Fenske opened the meeting at 12:30 p.m.

Ritter moved, seconded by Stensrud to find the Administrator's performance satisfactory and to set his salary at \$93,400 per year from \$90,800 effective August 13, 2011. All voted in favor.

12:35 p.m. Fenske adjourned the meeting.

Robert Fenske, Chairman

Attest: Loren Stomberg
Lyon County Administrator