

UNOFFICIAL MINUTES- SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
October 18, 2011

8:30 a.m.- Meeting was called to order by Chairman Fenske. Members present: Stensrud, Fenske, Ritter, Goodenow, Anderson, County Administrator Stomberg, and Sheriff Mather.

8:30 a.m. Stensrud moved, seconded by Ritter to go into closed session to discuss labor negotiations. All voted in favor.

8:53 a.m. Attorney Maes arrived.

8:55 a.m. Goodenow moved, seconded by Anderson to come out of closed session. All voted in favor.

9:00 a.m. 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

Stomberg – We do have a couple of additional aeration permits. Stensrud moved, seconded by Ritter to approve the agenda. All voted in favor.

Identify any Conflict of Interest

Ritter – On the discussion on county ditch 70, I will abstain from that because I have some parcels that drain into that.

	Per Diems	Expenses
Ritter	\$140.00	-----
Stensrud	\$190.00	\$67.71

Consent Agenda:

1. Approve Minutes from October 4, 2011
2. Approve Commissioner Warrants 126605-126712 in the amount of \$140,201.44 dated 10/18/11.
3. Approve Auditor Warrants 126516-126534 in the amount of \$165,730.49 dated 10/6/11 and 126548-126581 in the amount of \$81,335.17 dated 10/13/11.
4. Approve Per Diems and Expenses
5. A JABG Lyon Co. 00022

Stensrud moved, seconded by Goodenow to approve consent agenda. All voted in favor.

Resolutions / Contracts

Aeration Permits

Stomberg – In addition we have East Twin, Cottonwood, Clear and Lady Slipper. Anderson moved, seconded by Ritter to approve and authorize the Chair to sign aeration permits. All voted in favor.

Grant Applications

Camden to Marshall Bike Trail

Goodenow moved, seconded by Ritter to approve a support grant application and authorize the Chair to sign. All voted in favor. (Resolution 38-11 on file in County Administrator's Office).

Garvin Park Bridge

Anderson moved, seconded by Stensrud to approve and authorize the Chair to sign a resolution to support a Garvin park bridge. All voted in favor. (Resolution 39-11 on file in County Administrator's Office).

Garvin Park Bathroom facilities upgrade

Stensrud moved, seconded by Goodenow to approve and authorize the Chair to sign a resolution to support garvin park bathroom facilities upgrade. All voted in favor. (Resolution 40-11 on file in County Administrator's Office).

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Twin Lakes Picnic Shelter and Bathroom

Anderson moved, seconded by Stensrud to approve and authorize the Chair to sign a resolution to support Twin Lakes Picnic Shelter and Bathroom. All voted in favor. (Resolution 41-11 on file in County Administrator's Office).

Purchase of Anderson property

Goodenow moved, seconded by Ritter to approve and authorize the Chair to sign a resolution to support the purchase of the Anderson property. Ritter – How many acres was that? Kanwar – One is less than 20. Anderson – What did the appraisals come back? Kanwar – Peterson was \$3,200 and Anderson was \$4,290. All voted in favor. (Resolution 42-11 on file in County Administrator's Office).

Purchase of Peterson property

Goodenow moved, seconded by Anderson to approve and authorize the Chair to sign a resolution to purchase the Peterson property. All voted in favor. (Resolution 43-11 on file in County Administrator's Office).

Steve Strautz Marshall Chamber of Commerce

Steve Strautz - I have brought Al Anderson with today, he has been active on the committee. I will ask the county to consider some funding to us yet this year. Discussion on ear marks and corridor coalition. Discussion on funding sources. Fenske – With the economic development don't we have some ongoing expense? Stomberg – There are some contingency funds that would be available too? Anderson moved, seconded by Goodenow to invest \$10,000 for 2011 and 2012 split between the highway department and economic development. Ritter – I'll go along with that. Anderson – I would like to see you keep working on the coalition. Ritter - I know Commissioner Fenske is on ATP 8 but if some other meetings come up to let us know. Stensrud – I think you should have a coalition for the whole thing. All voted in favor.

9:29 a.m. Meeting Recessed

9:29 a.m. Drainage Authority Called to Order

County Ditch 70 Informational Meeting

Biren – The benefits we are working off of now was from 1966. There is about 10 miles of ditch. It is 20 acres of buffer that has never been purchased. There is about \$45,000 in the account. In 2010 we collected 6% of the benefit. We have a fair number of people in the audience. I am going to guess Todd and I probably received 40 to 50 phone calls on this. Fenske – Looking at this it is apparent from what the maps are is a lot of the area that drains into it is not benefited. Wendt – I took a look at the parcels and water shed itself and which parcels are paying benefits. Anything with dots are currently paying into the ditch system. Some of the parcels on here they may not necessary be in it. This hasn't been looked at by a viewer. Looking with the water shed parcels and tax data. 365 parcels are paying into the benefits. It is not completely accurate. Fenske – It appears everything west of county road 7 is not included. Biren – As a logistical fact Ryan does have a computer set up in the back that is tied into our web site and we are able to pull up tax statements. If people on the break are interested in knowing what they paid Ryan could pull that up for them.

9:36 a.m. Fenske asked for public comment

Dennis Ochenbruns– I am on the southeast very end of county ditch 70. There is so much water every year. Being on the end of that I have had significant flooding on my bottom ground the water is not getting away because it is all DNR ground. We are getting cat tails and beavers. A big issue is not ditch 70 it is where it is going because it can't get away once it gets into Meadow Creek. Biren – I don't know if I have any comments other than I agree with what Dennis has said. Hammer- Maybe the statute would allow an improvement of an outlet which would allow us to go downstream another ½ mile or so. Don DeLanghe – I understand the redetermination is probably needed but to take anyone into the ditch you need to have an adequate outlet. Goodenow – We have to do this first. DeLanghe – So that will be checked on how much water compared to 1966 is coming in. Goodenow – Redetermination does take into account how fast the water is coming in. Biren –The ditch is about 10 miles long and you are looking at 16.5 feet on each side. The statute calls when a redetermination of benefits is done a rod buffer strip is done. That buffer is an easement. The entire drainage area helps pay for that. Biren – This is probably going to take a couple of years to get this done. Fenske asked for additional comments. Fenske – It appears the question before us is to redetermine county ditch 70. DeLanghe –I didn't catch anything on the outlet. Fenske – We already know some of the outlets that are there. DeLanghe – I meant the discharge outlet? Is there an adequate outlet at the end? Hammer- First the redetermination of benefits should take place. There is a portion in the statute that would allow you to petition the county board for a different outlet. Maes – What you need to do first is determine whose property

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is being benefitted by the ditch and look at which direction to go. Goodenow moved, seconded by Anderson to redetermine benefits on county ditch 70.

Voting in Favor:

Anderson
Goodenow
Fenske
Stensrud

Abstaining:

Ritter

Motion carried 4 to 0.

Stensrud moved, seconded by Goodenow to appoint Ross Eischens, Ryan Wendt, and Ron Ringquist as Viewers and William Moldestad and James Weidemann as alternates.

Voting in Favor:

Fenske
Anderson
Goodenow
Stensrud

Abstained:

Ritter

Western Community Action, Refuge Grant

Pam Anderson, Celeste Lachet and Tiffany Sillers from Refuge presented an emergency shelters grant. Ritter moved, seconded by Stensrud to approve and authorize the Chair to sign an emergency shelter grant. All voted in favor. (Resolution 44-11 on file in County Administrator's Office).

10:00 Meeting Recessed

10:15 a.m. Meeting Called back to order

Carol Purrington, MAFAC

Purrington gave a presentation on Marshall Area Fine Arts Council (MAFAC). Fenske – Comments on the concert series I think it is great, it is not only Marshall people that come. Board thanked Purrington.

Karen Peterson, Wheels across the Prairie

Peterson gave an update on Wheels across the Prairie. Board thanked Peterson.

Quarterly Board Update

Wing gave an update on Veteran's Services.

Landfill Annual Meeting

Henriksen – They voted to keep the tipping fee the same. Ritter – It needs to start in early summer late spring and there needs to be a public hearing. Anderson moved, seconded by Goodenow to approve the budget and leave the tipping fees at \$45. All voted in favor.

Quotes for high wire poles

Henriksen – We put them in different piles. There are different amounts in each pile.

Stensrud moved seconded by Goodenow to accept the following quote:

Lot #	# of Poles	Quote
28	43	\$80.00
31	123	\$120.00
33	30	\$30.00
43	12	\$8.00
Not Tag		\$75.00

And sell the remaining poles for \$1.00 each. All voted in favor.

Landfill update

Fred Doran and Randall Sippell gave a landfill update.

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Resignation

Goodenow moved, seconded by Ritter to accept the resignation of Nick Donahue effective October 24, 2011. All voted in favor.

Transport Van

Stensrud moved, seconded by Goodenow to purchase a 2012 dodge caravan from Lockwood Motors for \$21,592 minus the \$2,000 trade in. Anderson – Do you have all the safe guards you need for it? Mather – We will have to outfit it.

Voting in Favor:

Anderson
Goodenow
Stensrud
Fenske

Opposed:

Ritter

Motion carried 4 to 1.

2012 Snowmobile Maintenance Grant Agreement

Goodenow moved, seconded by Ritter to approve and authorize the Chair to sign the 2012 snowmobile maintenance grant agreement. All voted in favor.

2012 Cafeteria Contribution

Ritter moved, seconded by Stensrud to leave the cafeteria contribution the same for 2012. Fenske – One of the things that I think about is the employees keep getting hit more and more on their insurance costs. We haven't changed it in a while. Anderson – Even if you put \$30 on family and single. Fenske- I thought of \$25 across the board per month.

Voting in Favor:

Ritter
Stensrud

Opposed:

Anderson
Fenske
Goodenow

Motion failed 3 to 2.

Goodenow moved, seconded by Anderson to approve an increase in the cafeteria contribution by \$25 per month.

Voting in Favor:

Goodenow
Anderson
Stensrud
Fenske

Opposed:

Ritter

Motion carried 4 to 1.

4-H Technical Clerk position

Goodenow moved, seconded by Stensrud to approve hiring Amanda Kesteloot as a permanent part time, 30 hours per week, 4-H Technical Clerk at \$12.29 per hour with a start date of November 1, 2011. All voted in favor.

Brandon Tourtelotte, Compass Tools Use of AVL for Public Works operations management

Tourtelotte gave a presentation on AVL for public works operations. Discussion on AVL and gps navigation. Ritter – I think we should try with one vehicle at each shop and have the gps and the navigation. Thomasson – On the navigation system I would rather see it on a truck in each shop and not put it on the motor grader. Goodenow – If you only do it on 5 can you compare and

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analyze the snow routes. Stensrud – You'll know if it improves the five trucks. Anderson moved, seconded by Stensrud to outfit five trucks with the AVL and navigation system on a pilot program. Ritter – So if it doesn't work out what is the buy back? Kanwar – There is a stocking fee, 30% but it goes back. Fenske –But you don't know about the navigation? Kanwar – We don't we didn't look into that.

Voting in favor:

Ritter
Anderson
Stensrud

Opposed:

Fenske
Goodenow

Motion carried 3 to 2.

Reviewed Meeting Schedule

Commissioners Report

Anderson reported on Planning and Zoning.

Stensrud reported on Area II, National Guard open house in Montevideo.

Goodenow reported on library.

Ritter reported on Extension Program Coordinator interviews.

Fenske reported on private industry council.

1:05 p.m. Ritter moved, seconded by Anderson to adjourn. All voted in favor.

Robert Fenske, Chairman

Attest: Loren Stomberg
Lyon County Administrator