

**UNOFFICIAL MINUTES - SUBJECT TO CORRECTIONS**  
LYON COUNTY BOARD OF COMMISSIONERS  
LYON COUNTY COURTHOUSE, MARSHALL, MN  
March 7, 2000

Meeting called to order by Chairman Fenske. Members present: Buysse, Fenske, Gladis, Goodenow, Vandelanotte, County Attorney Maes, and County Administrator Jorgensen.

Pledge of Allegiance to the Flag.

Agenda approved with addition of a request from David Johnson.

Gladis moved, seconded by Vandelanotte to approve the minutes from the regular commissioner meetings on February 1<sup>st</sup> and 15<sup>th</sup>. All voted in favor.

Fenske - David Johnson is here with a brief request. Johnson - I am a member of Boy Scout Troop 238 and have been soliciting local businesses for funds to make picnic tables for the Fairgrounds. So far I have gotten enough money to make two and I would like to make at least ten. I have talked with Rick Anderson and he said there is a need. Fenske - What is the cost? Johnson - \$120 for the materials and the labor will be provided by myself, my father, my grandfather and troop 238. Fenske - Do you know where the tables will be used? Johnson - I am not sure, Anderson knows where they are needed and I can find out if you want me to. Fenske - That is not necessary. Does the Fair Board have any money? Gladis - Not at this time. It is nice to see someone willing to do community service like this. Fenske - Eight would cost \$960. I think this is very worthwhile. Gladis moved, seconded by Vandelanotte to approve purchasing the material for David Johnson to make eight picnic tables for the fairgrounds. All voted in favor.

Ditch Vouchers were presented. Discussion. Vandelanotte moved, seconded by Buysse to approve the ditch vouchers. All voted in favor.

Hammer - There is a hearing for JD#15 on March 15 at 9:00 A.M. Buysse - Will the engineer be there this time? Hammer - A letter was sent to him the same day of the last meeting. Maes - I think if he does not show up, some sort of damages will have to be charged.

Fenske - We received a letter from JD#10 about a bridge replacement. Vandelanotte - There is no problem with that, that is just normal maintenance.

Hammer - The Annual Township Meeting will be March 21<sup>st</sup> at 7:30 P.M.

Hammer - Vandelanotte, Buysse, and I attended the JD#10 meeting last month. It was called to discuss appealing the professional services awarded to CD#7. It was decided on a three to two vote to appeal the decision. Vandelanotte - I made the motion to re-determine. Buysse - I seconded it and it got voted down two to three. Ditch cases have gone to the Supreme Court. Hammer - I don't know if the Supreme Court would hear this one.

Hammer - The Southwest Regional Development Commission is starting the Comprehensive Land Use Plan. Discussion.

Gladis - Did you get the information on the beaver dams? Hammer - Yes, we have not participated in this, but I will go through the information.

Jorgensen - The Noonan-Ricke Law Firm sent a letter asking if Lyon County would like to retain them for \$200 per month for ditch cases. Hammer - We are a part of the Minnesota Ditch Inspectors Association and that firm assists them.

Discussion on bill from Yellow Medicine River Watershed. Buysse moved, seconded by Goodenow to pay \$10,000 out of Flood Control Funds to the Yellow Medicine River Watershed for the river clean out. All voted in favor.

Road and Bridge Vouchers were presented. Discussion. Gladis moved, seconded by Vandelanotte to approve the road and bridge vouchers. All voted in favor.

Discussion on Right-of-Way Ordinance.

Fenske - What does this do for us? Voigt - The County retains the right to control the right-of-way and it also gives structure for pay back for road cuts etc. The only drawback is that it will require a lot of record keeping which should probably be done anyway. Hammer - Did all of District 8 adopt this? Voigt - AMC is asking all the counties to look at adopting this. I know there are some that have adopted it. Gladis - At the legislative conference, we will be able to find out about it. Discussion. Hammer - Voigt and I have discussed whether it would sit on its own or be a part of the Planning and Zoning Ordinance. The County Engineer is the administrator of it. Jorgensen - I think it needs to be decided if it should stand alone or be a part of planning and zoning. Then there will need to be a public hearing. Hammer - It will be brought to the Planning and Zoning Board on Monday. Fenske - Then it will come back to us. So we can see what Planning and Zoning recommends.

**UNOFFICIAL MINUTES - SUBJECT TO CORRECTIONS**  
LYON COUNTY BOARD OF COMMISSIONERS  
LYON COUNTY COURTHOUSE, MARSHALL, MN  
March 7, 2000

Voigt - We received quotes for a 2 wheel drive pickup with a V-6 engine. The quotes came from Lockwood, Marshall Ford, Tholen, and Antons. The low quote was from Anton in the amount of \$17,071.42. I recommend you accept that quote. Goodenow moved, seconded by Gladis to approve the quote of \$17,071.42 from Anton Chevrolet for a two wheel drive pick up for Road and Bridge. All voted in favor.

Fenske - What about the old one? Voigt - The Blue Book on the old one is \$1,500. Vandelanotte - Soil and Water needs it and they don't have any extra money. Discussion on how much to sell it for. Maes - Send them a letter telling them we will sell it to you for X amount of dollars and see if they respond. Vandelanotte moved, seconded by Gladis to offer to sell the highway department's current two wheel drive pickup to Soil and Water Conservation Service for \$1,000 with terms to be negotiated. All voted in favor.

Voigt - As you know, I am involved with Boy Scouts. They would like a map of their camp at Lake Shetek and have asked if I could possibly do this for them. I have talked with the Murray County Engineer and he said if you approve, he would let one of his technicians help. Fenske - How big of a job? Voigt - I would tell them to do what they can in one or two days. Goodenow - Could they do it now? Voigt - Yes, I am in the middle of designing water retention's so the guys would have some time. Discussion. Gladis moved, seconded by Vandelanotte to authorize the Highway Department to spend up to two days mapping the Boy Scout Camp at Lake Shetek. All voted in favor.

Voigt - We need to schedule the Spring Road Tour. Discussion. The Spring Road Tour will be Monday, April 10<sup>th</sup> at 7:30 A.M.

Voigt - I have an update on legislation. Senate File 2301 deals with special assessments for 9-1-1 signs. If it is still alive, it would be a way to get funding for the signs. I know Road and Bridge does not have the money in their budget and I am not sure about the Sheriff's Department. There is also a bonding bill which includes bonding for bridges and highway corridor projects. This would free up funds for local governments. Senate File 2867 deals with replacing money needed for wetland mitigation. I encourage you to express your support on all of these. Discussion.

Voigt - I need authorization to advertise for bids and quotes for seasonal supplies. Goodenow moved, seconded by Gladis to authorize advertising for bids and quotes for seasonal supplies for the highway department. All voted in favor.

Fenske - Has the problem with McLaughlin and Schulz been settled? Voigt - I called last week and they said they were swamped with bids and would call me back in a week. Discussion.

Voigt - We had plans to replace a loader/back hoe this year. I talked with Jim Thomasson and we can wait a year or two to replace it. Thomasson would like to use a belly dump. We will try to find a used one for under \$25,000. I think it makes a lot of sense. We would be purchasing something for a lot less money than the loader/back hoe. Fenske - I don't see a problem with this. Vandelanotte moved, seconded by Gladis to approve the highway department purchasing a used belly dump for up to \$25,000 and putting off the purchase of a loader/back hoe for one to two years. All voted in favor.

Jorgensen - I am trying to work on a deal with Locher Brothers. I have been working with the City EDA. I have a meeting this afternoon with Mike Johnson and Stan Finnstad, Locher Brothers banker. Discussion on Locher Brothers and CR#33 project.

Meeting Recessed.  
Meeting Back to Order.

Jorgensen - Need to approve the Annual Report of Lobbyist Principal. It just states that the lobbyist for Lyon County is Joel Carlson. Vandelanotte moved, seconded by Buysse to approve the Annual Report of Lobbyist Principal. All voted in favor.

Jorgensen - I have some bills here that need to be approved for payment.

Marcom Wireless. This is for the final work on the radio system in the LEC.  
Vandelanotte moved, seconded by Buysse to approve the bill from Marcom Wireless in the amount of \$3,179.10. All voted in favor.

For a replacement PC for the County Attorney's Office. Goodenow moved, seconded by Buysse to approve a bill in the amount of \$1,698.69 for a replacement PC for the County Attorney's Office. All voted in favor.

Rick Anderson met with the board to discuss Garvin Park and the Regional Trails Plan. Anderson - At the last Park Board Meeting, we talked about where we could put a different staging area for the horses. After looking at a couple other options that will not work, we decided that the 6 acres

**UNOFFICIAL MINUTES - SUBJECT TO CORRECTIONS**  
 LYON COUNTY BOARD OF COMMISSIONERS  
 LYON COUNTY COURTHOUSE, MARSHALL, MN  
 March 7, 2000

of grass by the south campground would be the best place. Right now, it is just grass and an area farmer mows it for hay once a year. We would build a small road going into that area. We could run another water line and I have priced bathrooms. We could probably do the project for \$5,500 to \$6,500. I talked with Van Overbeke and she said this cost could be covered from the interest of the Trust Fund. It generates \$8,100 in interest. With the money left over, we would like to expand the playground equipment. The time is also coming to put showers in. Jorgensen - Anderson planned ahead when the dump station was put in, it is big enough. Anderson - We will put trees between the new staging area and the south campground. Gladis - Isn't there a hill there? Anderson - Yes, but that won't be a problem. I need to talk to Clyde Peterson to see if there would be any archeological problems. Goodenow - Are the horse clubs contributing anything? Anderson - My understanding is that the Balaton Club is almost done. Gladis - I have gotten correspondence from the Circle Star Saddle Club stating that they would help when you are ready to go. Gladis moved, seconded by Vandelanotte to authorize Anderson to use Trust Fund interest to develop the six acres of grass into the new horse staging area. All voted in favor.

Anderson - Now for the Regional Trails Plan. After the first draft was ready, there were public meetings held in the nine counties. I think this is a very good plan for the whole area. There is some small trail development going on in Tracy, Cottonwood, and Balaton. Discussion. Anderson - This plan is being taken to all nine commissions and when it is approved, it will go to RDC. Buysse - Who pays for this? Jorgensen - There is a certain amount of grant money set aside in the State Transportation Budget, but there is usually matching involved. Goodenow - Do we approve today? Jorgensen - Yes, that is what RDC would like. Buysse - It will have to be maintained. Anderson - There are still a lot of details that need to be worked out, but we need to get funding. Goodenow moved, seconded by Gladis to approve the Regional Trails Plan. All voted in favor.

Landfill Vouchers were presented. Buysse moved, seconded by Goodenow to approve the landfill vouchers. Fenske - How come Joel Carlson's is so big this time? Henriksen - It includes Jay Carlson's fee also. All voted in favor.

Henriksen - I received the following quotes for equipment:

A Six-Wheel - Four Wheel Drive Gator:	
D&M Implement (Marshall)	\$9,313
Viland Implement (Pipestone)	\$9,383
Southwest Implement (Tyler)	\$9,450
A Rotary Disk Mower w/ trade:	
D&M	\$5,999
Viland	\$6,121
Southwest	\$6,250
Terpstra Equipment	\$4,725
A Brush Sweeper	
D&M	\$6,775
Viland	\$6,346
Southwest	\$6,995

Henriksen - I recommend purchasing the Gator and disk from D&M and the brush sweeper from Viland. The low quote for the disk is from Terpstra, but I called them and this is a business ran out of his home and it is an Italian disk. These are very high maintenance and we don't want to have to be waiting on parts. Vandelanotte moved, seconded by Goodenow to purchase a Gator (\$9313) and a rotary disk (\$5999) from D&M Implement and a brush sweeper (\$6346) from Viland Implement. All voted in favor.

Henriksen - I talked with Group II about the HHW and they have the other option developed. Gladis - I think before too much time is put in on this option, we need to see how much it would cost to move the pumps. Henriksen - Need to set up a meeting. Discussion on when to have a meeting. Henriksen - I will try to set something up on the 14<sup>th</sup>.

Jorgensen - Lee Bush would like to meet to discuss the possible land purchase.

Discussion on permit for new cell at the landfill.

General Revenue Vouchers were presented. Goodenow moved, seconded by Gladis to approve the general revenue vouchers. Discussion. Goodenow - Green Lights Recycling description needs to be changed. Discussion on per diems. All voted in favor.

General Revenue Fund	\$160,365.68
Road and Bridge Fund	\$40,564.69
Landfill Spec. Rev. Funds	\$13,627.65
Water Projects - Spec. Rev.	\$18,746.54
Ditch Fund	\$491.67

**UNOFFICIAL MINUTES - SUBJECT TO CORRECTIONS**  
LYON COUNTY BOARD OF COMMISSIONERS  
LYON COUNTY COURTHOUSE, MARSHALL, MN  
March 7, 2000

Total \$233,796.23  
Beginning Warrant Number: 328562; Ending Warrant Number: 328707.

Jorgensen - The LEC has requested to use Criminal Justice Aid Money to purchase a multi-media projector for training. The amount would be \$4,297.00. Discussion. Goodenow moved, seconded by Vandelanotte to approve using Criminal Justice Aid Money to purchase a multi-media projector for the Law Enforcement Center in the amount of \$4,297.00. All voted in favor.

Jorgensen - There is also a request to use Criminal Justice Aid Money to purchase five video camera setups for the deputies cars. The cost off of the Statewide contract is \$3,340 per unit. The total would be \$17,500. Discussion. Goodenow moved, seconded by Buysse to approve using Criminal Justice Aid Money to purchase five video camera setups for deputy cars in the amount of \$17,500. All voted in favor.

Jorgensen - The Balaton Legion is closing. They have requested a refund for the remainder of the year for their Tobacco License. This fee was set to basically cover the cost of compliance checks. I talked with Joel Dahl and no compliance check has been done for the Balaton Legion this year. I don't see a problem with refunding ten month of their license fee. Buysse moved, seconded by Goodenow to approve a prorated refund to the Balaton American Legion for their Tobacco License for 2000. All voted in favor.

Jorgensen - The Marshall Amateur Hockey Association has sent a letter requesting that their full-time employee be allowed to participate on the County's insurance plan. Buysse - Your recommendation? Jorgensen - The downside is that this would be the first group that is not specifically affiliated with Lyon County. Buysse - Is he part time? Jorgensen - He runs the ice arena full time and last year he worked for the county at the fairgrounds for about five months. The County reimbursed the hockey association for the hours he worked. He was just paid an hourly wage. Goodenow - Where do they get their insurance for the building etc.? Jorgensen - Through the city. What we do with our people on Cobra coverage, is charge a one percent administrative fee. Discussion. Goodenow - Do they only want health insurance? Jorgensen - Yes. Fenske - I just wonder if the association has explored other options. Jorgensen - Their fear is that the premium would fluctuate more with an individual policy. Fenske - I think we need to charge a one percent administrative fee if we are going to allow him to be part of our group. Goodenow moved, seconded by Fenske to allow the full-time Hockey Association employee to participate in Lyon County's group health insurance with a one percent service fee. All voted in favor.

Jorgensen - Nobles County wants feedback on whether or not Lyon County would be willing to enter into a Joint Powers for the Juvenile Detention Center. This makes a financial commitment. Vandelanotte - If we build a jail, will we need them? Jorgensen - Yes, for juveniles. I have told them that Lyon County is committed to taking our juveniles there once they are up and running. Goodenow - I am willing to have some sort of agreement, not necessarily a Joint Powers. Fenske - I hesitate on a Joint Powers that includes a financial responsibility.

Jorgensen - The Census Bureau asked if the county would set up a help desk for information. Discussion on what could be done.

Jorgensen - The Courthouse name change resolution is still out there. Discussion on letter received objecting to the name change.

Jorgensen - The Prairie Ecology Bus Center has done their canvassing of the schools and I will tell Chrystal Rhoder to go ahead and let the schools know they can send in a request for funds after they have had the bus. Fenske - Just to let you know, the end is probably near for the bus unless they can find financing by June 1.

Jorgensen - I have confirmation of hotel reservations for the AMC Conference.

Jorgensen - I gave you all a copy of a survey out of Time Magazine stating the most frustrating things dealing with local government.

Jorgensen - Shirley Anderson-Porisch sent a thank-you thanking the facilities staff for all of their hard work.

Per diems were presented. Goodenow moved, seconded by Buysse to approve the per diems for Vandelanotte in the amount of \$40 and Gladis in the amount of \$80. All voted in favor.

Commissioner Reports:

Gladis - We had a special Fair Board meeting with just a few of us to discuss advertising. Goodenow - Is there a rodeo at the fairgrounds? Gladis - It is just bull riding, and the Fair Board did not seem too concerned about it. Goodenow - We have no control of events in the Hockey

**UNOFFICIAL MINUTES - SUBJECT TO CORRECTIONS**  
LYON COUNTY BOARD OF COMMISSIONERS  
LYON COUNTY COURTHOUSE, MARSHALL, MN  
March 7, 2000

Facility. Have they reserved any space at the fairgrounds? I would assume they will need places for parking and somewhere to put the animals.

Vandelanotte - I went to the annual RCRC meeting, they have no director yet, but they are interviewing two today.

Buysse - Does anyone have the graph I handed out a couple years ago on rainfall in Lyon County? I can't find my copy, and I believe it would help in our meetings for JD#10.

Fenske - We had an insurance meeting. We are looking at different options. I did mention that I did not believe that the Board would be inclined to add benefits that would increase the cost unless it was paid for by themselves. Gladis - Maybe we could set a maximum that the County would pay. Discussion. Fenske - I attended the SW MN Ridge Counties Task Force meeting dealing with wind power. I asked them why we should be involved and their answer was that we would have generators in our county sooner or later. Discussion.

Goodenow moved, seconded by Buysse to close the meeting to discuss a personnel issue. All voted in favor.

Goodenow moved, seconded by Gladis to reopen the meeting. All voted in favor.

Buysse moved, Gladis seconded motion to adjourn the meeting until Tuesday, March 21, 2000 at 9:00 A.M.

---

Robert Fenske, Chairman

Attest:

---

Mark R. Jorgensen  
Lyon County Administrator