

UNOFFICIAL MINUTES - SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
September 19, 2000

Meeting called to order by Chairman Fenske. Members present: Buysse, Fenske, Gladis (until 12:20), Goodenow, Vandelanotte, County Attorney Maes, and County Administrator Jorgensen.

Pledge of Allegiance to the Flag.

Agenda approved as printed.

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

Hammer handed out a watershed map in correlation with CD#56. The concern is that Lake Marshall has been silting in. Vandelanotte – How is the shoreline? Hammer – Pretty good. Gladis – At one time the ditch had a 90-degree angle in it, but it has been straightened which has probably helped add to the silt problem. Close to the outlet, the silt is building up enough that birds can sit on it. Buysse – Is it all open ditch? Hammer – Yes, there is no county tile going into it, it is all private. Goodenow – Lake Marshall is not part of the ditch? Hammer – The ditch ends at the west side of Lake Marshall. Buysse – What do you suggest? Hammer – Looking at responsibility, we need to make sure that CD#56 still has an outlet. Buysse – How close is it to 70? Hammer – They don't want more water either and I don't know if it would be possible to outlet into it. Buysse – Can petition for an improvement on the outlet and move it. Hammer – According to the statute, yes. Buysse – Would the DNR let you do it? Goodenow – And would the owners want to pay for it? Hammer – It has been a long time since benefits have been re-determined. Gladis – And it is also farmed right up to it with no grass strips. The DNR has said they would help, but not under the present conditions. Hammer – After the floods in 1993, there was a lot of work that needed to be done on the ditch because the water came so fast. The grade is very steep. Fenske – Do you know how much benefits are? Buysse - \$9,327.00. Goodenow – Does the silt need to be cleaned out of the ditch itself? Hammer – No, basically just the outlet. Buysse – Suggestions? Hammer – I would like the board to think about it for a couple weeks. Fenske – Is there any way to put a barrier up so it would not go into Lake Marshall? Goodenow – Could build a holding pond and clean it out. But would want to re-determine benefits first. Ron Mann – There is a sister project going on at Clear Lake that you may want to take a look at. Buysse – Are there any retention structures in the watershed? Hammer – Yes, there are a few. I need to talk to the overseer and a couple of the people out there. Fenske – We will discuss it at the next meeting.

Hammer – I have a recommendation to deny a preliminary plat for land owned by Deutz and Crow Sand and Gravel. The reason for denial is that they withdrew their request. They basically want to wait to see what happens out there. Jorgensen – If the board just accepts the withdrawal instead of denying, is there a difference? Hammer – If the preliminary plat is denied, they can not reapply for six months. We had it on the agenda for Planning and Zoning and they came in and withdrew it two weeks before. Fenske – Did you get the request to withdraw in writing? Hammer – Yes. Hammer – Once application is made, we do not give money back. Discussion. Maes – As long as it is in writing that the plat was withdrew, I don't see a reason why you can't accept the withdrawal. Goodenow moved, seconded by Gladis to accept the withdrawal of the preliminary plat on land owned by Deutz and Crow. All voted in favor. (see attached)

Hammer - I have a CUP denial for Midwest Wireless (see attached). They also withdrew their request. They could not make an agreement with the landowner. There are no plans to go forward. Maes – Is the withdrawal in writing. Hammer – No. Maes – Then I would prefer that you deny it. Goodenow moved, seconded by Buysse to deny a Conditional Use Permit – Essential Service to Midwest Wireless Communications to construct a 250' guyed tower for a communications antenna and to construct an essential service structure on property owned by Conrad Hennen. All voted in favor.

CUP presented for Midwest Wireless (see attached). Vandelanotte moved, seconded by Goodenow to grant a Conditional Use Permit – Essential service to Midwest Wireless Communications to construct a 300' guyed tower for a communications antenna and to construct an essential service structure on land to be purchased from Lyle Christians, Et Al in Rock Lake Township. All voted in favor.

CUP presented for American Tower Corporation (see attached). Vandelanotte moved, seconded by Gladis to grant a Conditional Use Permit – Essential service to American Tower Cooperation to construct a 350' guyed tower for a communications antenna and to construct an essential service structure on land owned by Lawrence Olsen in Shelburne Township. All voted in favor.

CUP presented for American Tower Corporation (see attached). Goodenow moved, seconded by Vandelanotte to grant a Conditional Use Permit – Essential service to American Tower Cooperation to construct a 350' guyed tower for a communications antenna and to construct an essential service structure on land owned by Francis Timmerman in Rock Lake Township. All voted in favor.

CUP presented for American Tower Corporation (see attached). Buysse moved, seconded by Goodenow to grant a Conditional Use Permit – Essential service to American Tower Cooperation to construct a 300' guyed tower for a communications antenna and to construct an essential service structure on land owned by Joseph DeJaeghere in Island Lake Township. Hammer – The stipulation about the township not being responsible for snow removal is because this is on a minimum maintenance road and the township did not want to be paying to have it cleared in the winter. All voted in favor.

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September 19, 2000

CUP presented for American Tower Corporation (see attached). Goodenow moved, seconded by Gladis to grant a Conditional Use Permit – Essential service to American Tower Cooperation to construct a 350' guyed tower for a communications antenna and to construct an essential service structure on land owned by Dane Meyer in Lucas Township. All voted in favor.

Gladis – I have a question on the towers – what is the purpose of the white lights instead of the red ones?
Rep from American Tower – If the tower is over 500 feet, the FAA requires a white light during the day to roll into the night.

Discussion on Klein Addition.

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

Johnson – We received countywide striping quotes and opened them yesterday. They were as follows:

AAA Striping – Rogers, MN	\$28,779.80
Traffic Safety Services	\$31,529.45
Traffic Marking Services	\$38,783.70

Johnson – We used the same amount as last year for the engineer's estimate which was \$43,240.20. We may end up doing more because we budgeted \$50,000 for striping. I recommend you accept the low quote from AAA striping. Gladis moved, seconded by Buysse to accept the quote from AAA Striping in the amount of \$28,779.80 for countywide striping. All voted in favor.

Johnson – Need approval to final out project 42-63101, which was the paving into Russell. The contractor agrees with everything. Discussion. Vandelanotte moved, seconded by Buysse to approve a final payment of \$5,532.96 to McLaughlin and Schulz for project 42-63101 (1999 project of paving into Russell). All voted in favor.

Vandelanotte moved, seconded by Buysse to close the meeting per M.S. 471.705 Subd. 1d(c) to discuss a personnel issue. All voted in favor.

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

Eve DeBaere, Community Plus Coordinator, met with the board to update them on the program. DeBaere – I started in March of this year. I had worked at the Group Home for 8 ½ years previous to this. I work only with juveniles that are on probation that either the judge has ordered to be in the program or the probation agent thinks would be good in the program. This is more than probation, we are trying to help teach the juveniles skills etc, there is family intervention, and stress counseling is also offered. I have contacted a lot of businesses and have received a lot of positive feedback. I have 26 youth in the program. So far four have been successfully discharged and as of now have had no re-offenses. Fenske – What type of jobs are offered? DeBaere – First of all I talk with the individual to try to get a feeling of interests. I have a variety of job opportunities, some of which include: PIC, Workforce Center, Chamber, Vet clinics, schools, automotive places, and floral shops. There are a wide variety of businesses throughout the county. I have started a newsletter that goes out every three months. Coming up we will be having money management groups and cognitive thinking (anger management) groups. Fenske – Restitution? DeBaere – The businesses pay no wages. The individual brings their hours to me and we use money out of a restitution grant to pay back restitution. They are paid \$5 an hour. Gladis – I have to say that I am glad to see Eve in this position. She did a good job at the Group Home. Fenske – We budget money for matching funds and we will continue to do so. Does it look like you will receive the grants? DeBaere – Yes. Fenske thanked DeBaere for coming.

Dorothy Person, DMG met with the board to discuss the compensation study. Jorgensen introduced Dorothy and explained to the board that the time is approaching when they will need to review so it can be implemented by January 1. Person explained pay equity and that DMG is an international company. Person – We did a market study to compare your county to other counties of similar size. We looked at a number of different aspects of the jobs. We had each employee fill out an extensive questionnaire about his or her job. We compared you to sixteen cities, counties, and a few private companies. Person explained the Market index. Fenske – How did you figure the pay range? Person – Using points and the market index. Pay equity requires a numerical sequence. The computer takes a statistical average and makes a line of best fit. We tried to keep the same percent you have now between minimum, mid, and maximum. To change the scale though, you need to change everyone's and under pay equity there has to be a reason. There will be an appeal period for the employees to appeal their classification. Fenske – If we adopted this right now, would someone keep making the same amount they do now? Person – Yes, the only ones that would change would be the ones that are under minimum. Jorgensen – The ones over maximum would be frozen. Fenske – If the COLA goes up three percent, do we change the minimum, mid point and maximum by three percent? Person – Yes. Goodenow – I question the salary for the County Engineer. Person explained that some counties surveyed were higher because they have a public works director. With a county engineer though, you are looking at the mid to high \$60,000 range. Fenske – We are planning on hiring a public works director. Person – If that is the case, we would need to redo the position description. Person – Jorgensen had mentioned you had seen numbers with \$84,000 as a midpoint

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and I just have not seen that. Fenske – So the top is \$80,000? I am not sure where our other consultant got his numbers. Goodenow – I also find it hard to believe that our County Administrator is high. Compared to the Marshall City Administrator, principals, superintendents, and hospital administrators. Person – It is hard to use those as a comparison. City Administrators do tend to get paid more because they have been around for longer. Goodenow – Were County Coordinators included in this? They tend to get paid less and have less responsibility. Person – Yes, they were included and I tried to pull out the ones that did not fit well. I was a County Coordinator so I do know the difference. Fenske – Were there grade changes? Jorgensen – Some moved up or stayed the same. Person – After you give your tentative approval, I come back and talk to the employees. Fenske – We want to see a pay range right away for Public Works Director. The consensus of the board was that there is a preliminary approval and the process should continue. The board thanked Person for coming.

Meeting Recessed.
 Meeting Back to order.

Mary McLaughlin and Sheila Leonard from the RSVP program met with the board to give an update. McLaughlin gave statistics on hours worked and handed out information on where people volunteered and statistics on the hours in July. Sheila has been here with us since June 19th. She has lived here for most of her life and knows a lot of people, which is a big help. Leonard – I am currently working on the recognition banquet. It is going to be in Worthington and we will be chartering buses to take people to it. Next month we will start working on numbers. Up until now, I have been learning the job and meeting the people. McLaughlin – We get funding from Lyon County through Human Services. Discussion on volunteers at Prairie Expo. Fenske thanked them for coming.

General Revenue Vouchers, Special Water Projects and Garvin Trust Fund vouchers were presented. Discussion. Vandelanotte moved, seconded by Buysse to approve the general revenue vouchers, special water projects and Garvin trust fund vouchers. All voted in favor.

General Revenue Fund	\$82,381.35
Road and Bridge Fund	\$17,602.74
Landfill Spec. Rev. Funds	\$41,107.62
Water Proejects – Spec. Rev.	\$75.00
Ditch Fund	\$1,355.03
Trust Fund	\$653.21
Total	\$143,174.95

Beginning Warrant Number: 331006; Ending Warrant Number: 331129.

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

Henriksen – The Landfill Advisory Board has recommended rebates again from the Greater MN Landfill Clean Up Fees. As always, the money must be used for landfill abatement programs such as recycling. Discussion. Goodenow moved, seconded by Gladis to approve the rebates from the Greater MN Landfill Clean up Fees to be distributed as follows:

	Jan. – June 2000	
	<u>Tons</u>	<u>Rebate</u>
Lyon	10869.14	\$23,660
Lac que Parle	1168.08	\$ 2,540
Lincoln	1107.46	\$ 2,410
Pipestone	2520.27	\$ 5,490
Redwood	3814.83	\$ 8,310
Rock	1657.10	\$ 3,610
Yellow Medicine	<u>1829.46</u>	<u>\$ 3,980</u>
Total	22966.34	\$50,000

All voted in favor.

Henriksen – Need to discuss the recycling contract. The low quote of \$2.25 per household was from Curry Sanitation for all residential pickup in Lyon County. We met with waste connections last Friday to discuss it. Gladis – Is this for five years? Henriksen – Yes, and it will increase by the Consumer Price Index per year. Waste Connection would be willing to go down to \$2.50 but they want a \$3.00 per ton rebate at the landfill and they would sign a contract. Fenske – Henriksen, Jorgensen, and myself discussed the new proposal with Waste Connections. In the past, we have had stability, reliability and the job has gotten done satisfactorily. What would happen if we awarded Curry Sanitation the contract and he couldn't do it? Gladis – Why not bid \$2.50 in the first place? I don't like this changing of quotes. Representative from Waste Connections – At \$2.95, we met our profit margin. If we lower the price, the rebate at the landfill will help make up for it and we would guarantee taking it to Lyon County. Gladis – I believe with bigger containers, there is less recycling. Waste Connections Representative – Recycling has gone up. Gladis – Is that both business and residential combined? Representative – Yes. Gladis – I believe residential has actually gone down, and business may have increased. Henriksen – My numbers show that residential has

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gone down. Goodenow – Have you figured out what it would cost us to have the \$3 rebate? Henriksen – about \$47,000. Jorgensen – If we pay \$2.95 per household? Henriksen – Then \$44,000. Discussion on \$3 discount. Fenske – If we make this discount available for one hauler, do we make it available for others? Jorgensen – I believe so. Goodenow – If we lost volume, it wouldn't really bother me that much. With garbage amounts going up and the problems at the landfill, do we really want to encourage more garbage? Is there a reason we have to have more garbage? Henriksen – No. Buysse – Are Balaton and Minneota still included? Henriksen – Yes. I have talked with them and they have no objections. Discussion on recycling and size of garbage cans. Goodenow – Did you meet with the low bidder? Henriksen – I talked with him and he is talking about leasing a building here and hiring about five people. They are privately owned and do have experience. I have talked with Redwood County who Curry does work for and they said they are doing a good job. Discussion. Waste Connection Rep. – Take into account the people who have had this job in Lyon County and the economic effect it could have. Henriksen – I would like to talk with Curry Sanitation again. Gladis – Unfortunately I have to leave, but I have to express that I do not like it when someone changes their numbers all of a sudden.

Gladis left at 12:20 P.M.

Goodenow – Can we raise fees for dumping at the landfill to help pay for recycling? Henriksen – Commercial would be subsidizing residential then, which happens to a certain extent now. Fenske – The State takes a lot for taxes. Henriksen – Yes, the Solid Waste Management Tax. It is kind of like a sales tax. Fenske – We need to do some thinking about this. Henriksen – My recommendation would be to go with Curry because it is cheaper. Fenske – Let's put this on the agenda for the next meeting.

Jorgensen – Bids were opened on Thursday, September 14 for the remodeling on the third floor for the Adult Education Center. They were as follows:

Bladholm Construction, Inc.	\$98,300
Space Development Co.	\$93,900

Group II recommends accepting the low bid from Space Development Company and that is my recommendation as well. Goodenow – Payback? Jorgensen – About four years, which is how long they plan to be in here. So we should break even and the space will be finished when they are gone. Goodenow moved, seconded by Buysse to accept the bid of \$93,900 from Space Development Company for remodeling of the third floor for the Adult Education Center. All voted in favor.

Jorgensen – We have gotten the advertising out for openings on Committees. If we get enough applicants, we will have to interview, but we can look at it then. You also need to look at setting a date for the Appropriations Meeting. Discussion on date. Fenske – The meeting to discuss appropriations will be on October 30th at 6:00 P.M.

Jorgensen – I have a grant agreement for snowmobile trails from the DNR. It is for a grant in the amount of \$7,039.88. Goodenow moved, seconded by Fenske to approve the grant agreement with the DNR for snowmobile trails. All voted in favor.

Jorgensen – On September 25th and 27th, we will be having interviews for the Director of Public Works. Fenske – Do we have four candidates? Jorgensen – Yes, I need to get the names from the consultant, then we will let the press know.

Jorgensen - The SMACH annual meeting will be in Ortonville.

Jim Hubley has arranged for veterans to come and have flu shots here on Wednesday, November 15 from 8:30-10:00.

Jorgensen – The annual AMC Conference is December 4, 5, and 6 in Rochester.

Jorgensen – I provided you with some information on the CPI.

Jorgensen – The budget is looking a little better. Just to let you know, aid from the State has dropped about 8.5 percent.

Jorgensen – I received information on SWRDC and all of their services if anyone is interested.

Per Diems were presented. Goodenow moved, seconded by Buysse to approve the following per diems:

Vandelanotte	\$105
Buysse	\$215
Fenske	\$230
Gladis	\$75

All voted in favor.

Jeanine Barker met with the board to discuss approval of updates needed in the Recorder's Office. Barker – Vital Check is a system in which a credit card can be used to purchase death and birth records. If they want to do this, it is at no cost to the county. It would save us time express mailing money etc. The person who utilizing this would be charged \$5 extra. I have had Maes look at the contract and he said to check

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with the counties using it. Our name will be listed in the brochure now and this will help keep revenue within the county. I need approval to enter into the contract with Vital Check. Vandelanotte moved, seconded by Buysse to allow the Recorder's Office to enter in a contract with Vital Check Credit Card System. All voted in favor.

Barker – We would also like to install a software package to help modernize our marriage certificate process. It will not change the process a lot, but it will be more efficient. It will cost around \$6,000 which includes the software package, installation, and training. Goodenow – Funds? Barker – It is not in my budget, but Jorgensen has let me know I could utilize the Equipment and Modernization Fund. Goodenow moved, seconded by Buysse to approve the purchase of the software package to modernize the marriage certificate process from Fidlar and Chambers. All voted in favor.

Barker – We have been looking at and talking about networking the county offices to allow access to the land records. This would utilize the Lored System also from Fidlar and Chambers. It would also allow dial up service for companies or parties who wish to sign the contract and pay the fee. It would allow them to dial in for land records. We need to sign the contract so we can get this project underway. We actually have a client that would like to do this. Goodenow moved, seconded by Vandelanotte to sign the contract with Fidlar and Chambers for the Lored System dealing with access to land records. All voted in favor.

Barker – We would like to become a satellite office for UCC Services. I need a declaration stating this by December 1. Goodenow – The legislation passed? Barker – Yes. Goodenow moved, seconded by Vandelanotte to approve signing the declaration stating that the Lyon County Recorder's Office will be a satellite office for UCC Services. Barker – We will essentially be a deputy for the Secretary of State, but we will retain our portion of the fees. All voted in favor.

Commissioner Reports:

Fenske – Any comments on the letter from Tracy? Maes – Need to discuss this a little more.

Fenske – You all saw the quartz rock from the Prairie Expo and I am glad to hear the RSVP will be volunteering.

Jorgensen – Just to let you know, one of the maintenance staff broke his leg at home and he will be out of work for about twelve weeks.

Buysse – You all have a copy of a letter from Taunton that I passed on.

Buysse – I attended the Extension Meeting in Slayton and Murray County will ask for \$50 more. We just signed the Joint Powers and now they want more money. Dave Warner will be here sometime to explain. Jorgensen – He is on the agenda for the next meeting.

Buysse moved, Vandelanotte seconded motion to adjourn the meeting until Tuesday, October 3, 2000 at 9:00 A.M.

Robert Fenske, Chairman

Attest: _____
Mark R. Jorgensen
Lyon County Administrator