

OFFICIAL MINUTES

LYON COUNTY BOARD OF COMMISSIONERS

LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN

October 4, 2005

Meeting was called to order by Chairman Ritter. Members present: Fenske, Ritter, Goodenow, Nelson, County Attorney Maes, County Auditor/Treasurer Van Overbeke, and County Administrator Stomberg. Absent: Buysse

Pledge of Allegiance to the Flag.

Motion by Goodenow, seconded by Nelson to approve the agenda with the deletion of Consideration of the EMAC Governmental Agreement due to the fact that it is no longer needed at this time. All voted in favor.

The following per diems and expenses were presented:

	Per Diems	Expenses
Ritter	\$150	\$38.07
Nelson	\$210	\$98.95
Goodenow	\$170	\$14.58
Fenske	\$290	\$98.49

Items 1-8 from the consent agenda were presented. Nelson requested consent agenda item #7 be pulled.

1. Minutes from the September 20, 2005 Board Meeting.
2. Commissioner Warrants #99815 – #99912 dated 10/4/05 in the amount of \$212,335.29.
3. Auditor Warrants #99766 - #99782 dated 9/22/05 in the amount of \$85,828.33 and Auditor Warrants #99785 - #99813 dated 9/29/05 in the amount of \$117,237.65.
4. Per Diems and Expenses previously presented.
5. Approve out of State Travel Request for Anita Benson to attend the 2005 Micro PAVER Sponsor/User Group Meeting in Boulder, Colorado.
6. Approve Quote in the amount of \$21, 718 for extension of Box Culvert L-1745 on CSAH 20 from Wheeler Lumber, LLC.
8. Approve Chairperson Ritter to sign the 2005 Natural Resources Block Grant Agreement.

Fenske moved, seconded by Goodenow to approve consent agenda items 1-6, and 8. All voted in favor.

Consent item #7- Nelson- I would like to thank the anonymous donor for their \$100 donation. Motion by Nelson, seconded by Goodenow to accept the \$100 donation, to go towards playground equipment and to thank the anonymous donor. All voted in favor.

Maes requested bills to be paid out of the Criminal Justice Fund. Maes- I feel these bills are an appropriate use of this fund. The first ones come from the civil commitment proceedings of a sexual predator. They include claims for the records to be reviewed and a recommendation made, Lodging for two rooms for two nights for personnel from the Attorney General to attend the hearings, and claims for meal and gas expenses. Motion by Fenske, seconded by Goodenow to approve payment to of \$1,250.00 to Rosemary Linderman, Psy. D., \$1,250.00 to Paul Reitman, Ph. D, \$262.80 to the Comfort Inn, \$104.15 to Matthew Frank, and \$31.17 to Amy VonFeldt to be paid out of the Criminal Justice Fund for expenses occurred for the commitment proceeding of a sexual predator. All voted in favor. Maes- Our office facilitated DWI training for officers. Seven County employees attended this training and in the past we have paid for their registration fee. Our office expense is free. The amount of the bill is \$105. Fifteen Marshall Police Department Officers also attended and they took their registration fee out of their budget. Ritter- Is this a yearly update that you do? Maes- Yes, we have facilitated this for the past ten years. Motion by

OFFICIAL MINUTES

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Goodenow, seconded by Ritter to approve payment of \$105.00 to the Minnesota County Attorney's Association to be paid out of the Criminal Justice Fund for registration fees for the DWI Training. All voted in favor.

Benson requested staff direction on a Jurisdictional Change Memorandum of Understanding that she received from Minneota. Benson- The City of Minneota is doing a sewer project in 2005/2006. This project completely destroys the existing CR 82 pavement. Under our permit system, they are required to replace the existing street section at their cost since they are destroying it for their project. County Road 82 from TH 68 to CSAH 3 in Minneota is identified for a 2 inch bituminous overlay in the bond funded local road improvement plan. It is also identified as a future jurisdictional change candidate to the City of Minneota. Minneota is requesting us to pay them the cost of an overlay since we had planned to do it anyway. They would have the paving work done under their contract. The same was done in Garvin. I suggest doing a Memorandum of Understanding for the turnback which would stipulate the payment to the City in lieu of the overlay and the effective turnback date. Nelson- In fairness to Garvin, I don't think we should pay it. Goodenow- The difference is that Garvin tore up the road which was not scheduled to put a new surface on. Ritter- I'm not ready to make a decision on this since Buysse is not here today and it is his district. I would like Benson to see what Minneota's actual cost is. Fenske- I am in favor of paying this but would like Benson to work on the language of the Memorandum. Motion by Nelson, seconded by Goodenow to table consideration on the Jurisdictional Change Memorandum of Understanding with the City of Minneota. All voted in favor.

Benson- It is time to renew our agreement with Lois Novosad to handle the rental of space at the fairgrounds. This is the same agreement we have had in place for the past few years and the rate has stayed the same. Motion by Nelson, seconded by Fenske to authorize the Board Chairman to sign the agreement with Lois Novosad to handle the rental of space at the Lyon County Fairgrounds from October 15, 2005 to May 1, 2006 compensated at 10% of the total rental fees paid. All voted in favor.

Benson- Annually we do safety bridge inspections and compile a list of deficient bridges. The MNDOT State Aid Office has requested every county to establish a list to determine state wide needs. The information provided in the resolutions will be used to determine the funding level required for the replacement of deficient bridges at the local level. If a bridge is not on the list, it will need to be funded locally. Town Bridge Funds come from Gas Tax Revenue and is used for township bridges. If a county doesn't use all their funds, the State puts these in an unallocated bridge account and the funding goes back out to those counties who are building bridges. Motion by Nelson, seconded by Goodenow to approve the Bridge Priority Resolution #32-05 (resolution on file in County Administrator's office) All voted in favor.

Ritter- I would like to thank you for the Road Tour, it was very informative.

Dahl requested ratification of the hiring of Jeffrey Hasch as Deputy Sheriff. Dahl- The hiring of Hasch was approved at the August 30, 2005 meeting pending completion of State requirements. He now has completed all of those requirements and is now eligible for full time employment in law enforcement. Fenske moved, seconded by Nelson to ratify the hiring of Jeffrey Hasch as Deputy Sheriff with a starting wage of \$16.21 per hour to start on October 10, 2005. All voted in favor.

Dahl also requested the board to pass the resolution for PERA benefits for Jeffrey Hasch. This resolution will move Hasch from the Correctional PERA to the Police & Fire Fund. Motion by Goodenow, seconded by Fenske to approve and have signed by the County Administrator, a Resolution for a Peace Officer for Jeffrey Hasch to be accepted into the PERA Police & Fire Fund for retirement benefits. All voted in favor.

OFFICIAL MINUTES

LYON COUNTY BOARD OF COMMISSIONERS

LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN

October 4, 2005

Dahl updated the board on the interviews for the Correctional Officer Position. Dahl- We interviewed fourteen people and the interviews are completed. We are now doing background checks on five of those individuals. We have some very good candidates and pending background checks, I would like to ask the board's approval to make a conditional offer to fill the positions of Nicole Skoug and Jeffrey Hasch. Ritter- Are there any females? Dahl- Yes, there are three women and two men out of the final five candidates. Motion by Goodenow, seconded by Nelson to authorize the Jail Administrator and Sheriff to make a conditional offer and pending on final approval of the board, to fill two Correctional Officer positions starting at entry level pay. All voted in favor.

Meeting Recessed at 9:35 AM.

Meeting back to Order at 9:52 AM

VanOverbeke presented a Petition from the State of Minnesota to make minor alterations or changes on County Ditch No. 60B. VanOverbeke- I am requesting the board to accept this petition and suggest setting a Public Hearing date of November 1, 2005. That will give us the needed time to publish the hearing notice in the paper. Motion by Goodenow, seconded by Fenske to accept the Petition of the State of Minnesota, by Carol Molnau, it's Commissioner of Transportation, for the Right to Make Minor Alterations or Changes in County Ditch No. 60B in Lyon County and to set the Public Hearing date for November 1, 2005 at 10:00 AM. All voted in favor.

Discussion on the Ecology Bus. Fenske- We did not fund this the last two years. Stomberg- We did not contact them this year because we only contacted those that we funded last year. Nelson- This bus does not go to all the schools. Goodenow- Previously, schools requested the bus, notify us and we would help offset the cost. Ritter- My feeling is that it is an ecology or environmental issue and should come out of the Environmental Budget. Goodenow- We should refer to Henricksen to see if it would fit in his budget. Ritter- That is a good option to explore.

Ritter called to order the Public Hearing on the Five Year State Aid Road and Bridge Capital Improvement Plan at 10:00 AM.

Benson- I have presented the Five Year State Aid Road and Bridge Capital Improvement Plan to the Township and City Clerks for comments. When talking to Greg Isaackson, City Clerk of Cottonwood, he informed me that they are looking at doing sewer work 2-5 years out on CSAH 9. I suggest that we delete that project from the 2006 construction plan and by next year, we will know more about their plans. The bridges that are plugged in will only be built if funding is there before next summer. On CSAH 5 from TH 23 to CR 60, there is federal funding. We plan to do the grading in 2008 and the paving in 2009 but it is let as one contract. In the 2009 Construction Plan, the application for Federal Funding is in on CSAH 15. Nelson- Will you re-grade it to ten ton? Benson- Yes. In the 2010 Construction Plan, I intend to submit an application on CSAH 3. There is no guarantee but with the traffic level and deficiencies with curves, it should be sufficient to qualify for Federal Funding. Every year we do revisions in our plan. I did inflate the costs to anticipate increases in prices and gas. Nelson- Do you anticipate prices for bituminous to rise? Benson- Yes, there is oil in bituminous and that is going up, along with fuel costs to haul it and cost of tires. There has been significant inflation in the last couple of years. Motion by Nelson, seconded by Fenske to approve the Five Year State Aid Road and Bridge Capital Improvement Plan. All voted in favor.

Benson informed the Board that the Local Road and Improvement Plan is right on schedule.

Benson- I have been working with the City of Tracy on CR 73 where they are having drainage issues. They may pay to have the shoulders paved and install a bike trail. The City of Tracy has requested deferring the CR 73 reconstruction from 2006 to 2007 to allow better coordination with the City. From my perspective, it is no problem as long as we keep on track. We may coordinate

OFFICIAL MINUTES

LYON COUNTY BOARD OF COMMISSIONERS

LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN

October 4, 2005

their improvements with our project pending direction from the Board. Board consensus to defer the project.

Glenn Olson, Director of Public Works/City Engineer of City of Marshall, presented the board with a letter commenting on their review of the Five Year Capital Improvement Plan. Olson- These suggested changes will allow networking of the Trunk Highways, arterial city streets, and county highways providing better access and perimeter bypass availability. The Mayor and council has reviewed and approved these recommendations. Benson- We have identified many of these suggestions and they are included in our plan. Discussion was held. Olson- With the Main Street Project coming up, we need to designate the Highway 23 Truck Bypass Road as a detour route and should consider temporary improvements. We can get MN DOT involved. Benson- MN DOT has compensation funds available for detour routes.

Motion by Goodenow, seconded by Nelson to close the Public Hearing at 10:25 AM

Motion by Fenske, seconded by Ritter to close the meeting for LELS Negotiation purposes at 10:25 AM. All voted in favor.

Chairman Ritter re-opened the meeting at 11:25 AM.

Stomberg- We need to set the cafeteria amount for 2006 as the enrollment date for signing up for next year is nearing. We also need to set the 2006 wage rate percentage increase and will move the brackets of the pay scale the same. Discussion was held. Motion by Goodenow, seconded by Nelson to set the 2006 salary schedule at 2½% increase. All voted in favor.

Stomberg- Currently the county is paying \$475/month towards the cafeteria plan for those enrolling in single coverage and \$800/month towards those taking dependent coverage. The health insurance rates have increased 11.25% and there is an increase of approximately 10% on the rest. I have been told by the carrier that we can make dental insurance optional and there would be no change in the rates. We need to set a dollar amount we will contribute before the enrollment date. Goodenow- I would like to see incentives for those taking the VEBA plan which has a higher deductible but includes a health savings plan. Stomberg- The Appletree Institute will again give grants for those switching to the VEBA Option in the amount of \$240 for a single coverage plan and \$600 towards the dependent coverage. Those currently on the VEBA plan do not qualify. The biggest fear is that with a large deductible, \$1200 for a single and \$2,400 for dependent coverage, there would be limited money in their medical savings plan in the beginning of the year. Incentives and the grant from Appletree would help. Goodenow- If we offered incentives for the employees to switch, would that be just for the new ones? Stomberg- No, I think we would have equality problems unless we gave incentives to all the players. We could craft the incentive plan for this year only. I have seen the half year report and currently there are no employees that have exhausted their funds in their medical savings plan. It seems to be working well. Motion by Goodenow, seconded by Ritter to set the employee contribution amounts for the 2006 cafeteria plan at \$525 per month for single coverage and \$900 per month for dependent coverage and to provide a one year incentive of \$600 to be applied towards the medical savings account for any new or current enrollee, that enrolls in either the single or dependent coverage VEBA plan. All voted in favor.

Benson- I need some clarification on the voluntary dental insurance option. Motion by Fenske, seconded by Goodenow to approve the voluntary enrollment of dental insurance coverage in 2006 with the provision that the carrier will leave the rates the same. All voted in favor.

Stomberg-We still haven't received the release card on the Mercury Villager Van from the lending institution. The Chief Deputy has approached me and asked if the County could retain the van and use it as a transport vehicle for inmates. I was instructed to dispose of it in the best way

OFFICIAL MINUTES

LYON COUNTY BOARD OF COMMISSIONERS

LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN

October 4, 2005

possible. Fenske- Would they be buying this with vehicle money? Stomberg- That would only be a switch from one general account to another. Goodenow- I think it would be a good idea and save on the expensive police vehicles. Fenske- What is the cost to transport inmates? Stomberg- I will ask them to get some figures together.

Stomberg reported that the interest rate on the Johnson Controls, Inc, project was locked in at 3.89% for 10 years, which was a hair lower than estimated due to the County's good bond rating.

Meeting schedule was reviewed.

Commissioner reports:

Goodenow reported on the DAC. The project is going ahead and the land purchase is set-up to go through Planning & Zoning. Work has been started on the Architectural drawings and we hope to take bids after the first of the year. He also reported on the Library Board.

Nelson presented the board with a thank you card from the Fair Board for their support. He also reported on the Southwest Soil & Water District meeting, the Planning and Zoning meeting where they are re-writing the Feedlot Ordinances, the Park Board, Public Health and the Road Tour.

Fenske reported on Park and Rec at Garvin, the Private Industry Work Force Conference in Granite Falls, the Rural Energy Board, the Solid Waste meeting, and the Transit Advisory Board.

Ritter reported on the Park Dedication, Safety Meeting with MCIT, the Feed Lot Committee, and Public Health meeting. Ritter- I have spoken to Dean Champine about an appraisal on the Group Home. He should have figures by next meeting. I have also spoken to Brian Kletscher, Redwood County Commissioner on the Waste Energy project, and they would like to make a presentation to the City of Marshall and to our Board. I have also received a call from a Marshall City Council member and recently there was a meeting of Goodenow, Fenske, two City Council members and the two Public Works Directors. They would like to see this committee continue to meet quarterly or every other month. I would like to have one representative from Marshall and one representative from outside the city to represent the county on this committee. I would like to appoint Nelson and Goodenow and Fenske could alternate or fill in when Goodenow is unavailable.

Nelson also reported on RC&D. They are picking six projects for possible funding. All the districts are putting in projects and voting on them. Lyon County is not on the list. We are going to leave our project in and see what happens later.

Motion by Nelson, seconded by Goodenow to adjourn the meeting until October 18, 2005 at 9:00 AM. The meeting was adjourned at 11:58 AM.

Stephen W. Ritter, Chairman

Attest:

Loren Stomberg
Lyon County Administrator