

UNOFFICIAL MINUTES – SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
June 2, 2009

9:00 a.m. - Meeting called to order by Chairman Stensrud. Members present: Fenske, Ritter, Goodenow, Nelson, Stensrud, County Administrator Stomberg, Auditor / Treasurer VanOverbeke. Absent : County Attorney Maes.

Approve Agenda

Stomberg – Under my time if we could add and RBA for Public Health employees to use county cars and under Kanwar’s time if we could pull the authorization to hire heavy equipment operator and pull Henriksen’s time. As a note the Jail Administrator passed out a new RBA for the correctional officers. Ritter moved, seconded by Goodenow to approve the agenda. All voted in favor.

	Per Diems	Expenses
Goodenow	\$300.00	\$44.00
Fenske	\$100.00	-----
Ritter	\$150.00	-----
Nelson	\$200.00	\$107.25

Consent Agenda:

1. Approve Minutes from May 19, 2009.
2. Approve Commissioner Warrants 116566 – 116640 in the amount of \$176,738.52 dated 6/3/09.
3. Approve Auditor Warrants 116385-116403 in the amount of \$871,169.39 dated 5/19/09, 116519 – 116534 in the amount of \$22,253.55 dated 5/21/09, and 116546 – 116565 in the amount of \$45,920.62 dated 5/28/09.
4. Approve Per Diems & Expenses

Nelson moved, seconded by Ritter to approve the consent agenda. All voted in favor.

RCRCA Joint Powers Extension

Stomberg – This would extend our current joint powers agreement an additional 90 days. Goodenow moved, seconded by Fenske to approve the extension and authorize the RCRCA Representative to sign amendment. Ritter – Does the person who represents on that Committee sign or the Chairman? Nelson – In both cases the extension for RCRCA and Area II came from Brown County. All voted in favor.

MN West Lease Renewal

Stomberg – They gave notice that they intend to move back to the campus but they need some time. They are requesting to extend the lease but on a month to month basis. Goodenow – How much notice do they give? Stomberg – Sixty days. Goodenow moved, seconded by Ritter to approve the Minnesota West Lease Renewal. All voted in favor.

EDA Recommendations Committee Report

Pfeifer – I am the Interim Director for Lyon County Development Corporation. I want to recognize the staff and Committee Members. My intention is to give you a high level overview. There were three focus groups and people were brought in from all communities surrounding. It was a unanimous motion that we recommend the county form an EDA/HRA. The Board composition that was recommended was a nine member board. The vision was to look at what could the county look like. These were just categories that we came up with. Gail Bofferding – The thought is either the county commissioners directly or the county EDA Board would contract with the cities to provide those services. The part time position would be the first contact person and that person would contact the three directors. Pfeifer – It would help to focus goals and achievements. That is the reasoning on why this structure was brought forward. The funding recommendation was to fund newly established position and structure with money seeded for the Development Corporation. Stensrud – I want to thank Toby and Neil for everything they did. Fenske – Would you suggest having some individual go out to each of these communities to explain it? Pfeifer – Yes. You need someone there that can answer questions. Stensrud – Loren and I talked about this and we talked about a Public Meeting. Stomberg – You would need to make sure you visited with the city councils to make sure they would participate. Goodenow – That is part of why I was asking order. Discussion. Stensrud – I think we need to have some more discussion before we decide on anything. Goodenow – We do need to switch to the next phase. The Development Corporation is losing its main facilitator. Discussion. Pfeifer – The people that come together there is such collaboration already. Stensrud – I think everyone here needs time to look it through. Bofferding – Is the thought that the public meeting would be done before the action from the County Commissioners? Since we are losing Pfeifer we want to make sure we do whatever we need to do to keep the process moving. Goodenow moved, seconded by Ritter to have the County Administrator organize an evening public hearing with invitations to public officials, public, and townships. All voted in favor.

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City of Marshall Kiosk

Mark Hanson – I am requesting the use of some county property to build and mount a kiosk. Right now we have one off of 3rd and 4th street. The spot is on county property. The dimensions are 34 inches wide. We would need to pour concrete. Goodenow – The ones downtown are on the sidewalk. Discussion. Goodenow – Is there any cost to us does it need any electricity? Hanson – No. Ritter – Has the county attorney looked at this or does he have any feedback on this? Stomberg – You are granting use of county property to the city. Discussion. Nelson – How often are those updated? Hanson – Yearly. Ritter – Are all three spaces, do you have sponsors already? Hanson – Yes. Stomberg – I think the biggest question is it going to interfere with any future plans? Nelson – Why don't you make it four sided and put the county information on one side? Goodenow – They are already made there is the third side. Ritter moved, seconded by Fenske to allow the city of Marshall to put a kiosk subject to the county attorney's legal opinion on county property. Nelson – What is the county attorney answering? Stensrud- Whether there are any legal issues. All voted in favor.

Rural MN Energy Board business relationship letter

Trusty – They need something more formal than the minutes. We drafted a letter. I will go to Olivia and get Commissioner Fox's signature. Goodenow moved, seconded by Fenske to approve and authorize the Chair to sign a letter regarding the Rural Minnesota Energy Board and Lyon County business relationship regarding the use of the landfill property for the location of the wind tower facility. Ritter – I think that we had discussion on other county properties at that time and this singles out the county? Trusty – The application has to have a location. Fenske – We could move it. Nelson – We opted out of the financial part of this so why aren't you looking in one of counties that is doing it? Trusty – We looked and this was the recommendation.

Voting in Favor:

Ritter
Fenske
Stensrud
Goodenow

Opposed:

Nelson

Motion carried 4 to 1.

Authorization to hire Correctional Officers

Marks – These would be the three remaining names. The starting wage would be \$13.81. Goodenow moved, seconded by Ritter to approve hiring Robin VanOverbeke and Steve Quart with a starting date of June 15, 2009 and Steve Sammons with a starting date of July 13, 2009 as Correctional Officers and a starting wage of \$13.81 per hour. All voted in favor.

Aviands

Randy Munter – I am the District Manager and this is Lisa Schreier she is the Food Service Director. If you ever have any needs for anything. Stensrud – This is an added thing you can do for us? What type of lead time do you need? Munter – Some things like cookies can be the day off. Schreier – We are open to suggestions so just give us a call. Munter – It is for a meeting or luncheon. Stensrud – Other than that how are things progressing? Munter – Great. Fenske – How many jails do you handle? Schreier – Just Lyon County. Discussion. Stensrud – Any other questions? Schreier – If you need anything let me know. Board thanked Munter and Schreier.

10:00 Meeting Recessed

10:10 Meeting Called Back to Order

Jail Update

Splett – The 15th I plan on getting D & G in here to start re-establishing Main Street. Bisbee's is wrapping up the jail portion. We are doing what we can in the laundry area to keep progress there. Almost all the light fixtures are up. Fenske – You mentioned the flashing is that for the wall? Splett – Yes that would run on the outside. We have to let that wall dry out and let that effervescent dry out all the way. In the packet was an email from Duluth Coating. There is very little information on how long it lasts but he had stated in his opinion it would last 7 to 10 years. In addition I questioned him on the sally port. I asked him to send a different pricing and include a urethane top coat. Ritter – What would be the advantage of having the epoxy in the cells? Splett – There is not a lot of traffic. The concrete is sealed but that is to cure the concrete. Stomberg – Does the epoxy provide a better advantage for cleaning? And in the sally port for slipping? Fenske – If we are going to do the sally port would you recommend we spend the additional amount? Splett – Yes I think so it is in your commercial garage application. It is going to give

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you more strength in the application. Stensrud – I think the sally port and the cells. Stomberg – We would take it out of our building fund and if there was money left over in the contingency we could put it back in there. Discussion. Nelson – Your best bid for that is \$52,400. You would need what if you wanted to put on the urethane? Splett – The final price would be \$53,925. Ritter – What is the other option for the day rooms versus the epoxy? Splett – You could put more of a painted application on the floor. There are other options out there that might be cheaper. Stomberg – Or we could go with the original plan and leave the sealer on there. Goodenow – I think it is a little misleading to call that a sealer it is more of a cure. Nelson – So that is for everything. Nelson moved, seconded by Goodenow to approve Epoxy floor covering with a urethane top coat from Duluth Coating Solutions in the jail expansion at a cost of \$53,925. Ritter – I still have in my mind I don't know how we can justify the \$17,500 for the dayroom? Are there carpet or tile options? Splett – I don't think you will want carpet and the vinyl tile they can peel up. Ritter – How many square feet is it? Splett – Almost a thousand. Ritter – So it is a little under \$3.00 per square foot. All voted in favor.

In Car Cameras

Sheriff Mather – The equipment in our squad cars are failing. The equipment out now is very improved. I would like to use criminal justice money to purchase these. I would like to meet with the capital improvement committee to go over a bidding system. Nelson – Do you know what we have left in criminal justice? VanOverbeke - \$206,000. Nelson- That no longer comes in does it? VanOverbeke - Correct. Fenske – How many cameras? Mather – We can move forward with five of them because that would be my immediate need. We can wait a year or two and purchase the additional five. Fenske – When you change cars can you move the camera? Mather – Yes. We won't have to purchase any tapes or anything. Goodenow – Is this something we bid for or are we looking for quotes? Discussion. Mather – One other informational piece on 22 and 9. I have monitored that situation as far as stop sign violations. The state patrol has given one ticket for running the stop sign. Ritter – I have talked to three different people in three different townships in the last month they have said in the last six months they have appreciated seeing Deputies on township roads.

Approve Resolution to Advance funds from Town Bridge Account

Kanwar – We are advancing our future allotments. Ritter – Is this the one south of county road 9? Kanwar – No, this is on a township road. Fenske moved, seconded by Nelson to approve a resolution to advance encumbrance of town bridge funds. All voted in favor.

Kanwar – Mather already touched on CSAH 9. Nelson – I would like to comment about yesterday our road department brought a couple of loads of gravel on 79 next to my place and that gravel really looks excellent. Kanwar – I had requested Rick Anderson to be here to do an update on Twin Lakes Park.

10:42 a.m. Attorney Maes Arrived.

Anderson gave an update on Twin Lakes Park. Anderson – They think one of the ramps will be built by late summer or early fall.

Annual Maintenance Levy

Nelson moved, seconded by Ritter to set the date for the annual maintenance levy on county ditches at 1:30 p.m. and judicial ditches at 2:00 p.m. on August 18, 2009. All voted in favor.

Marshall Petition for Culvert Alteration CD 62

Maes – We were looking at the need of going through the process. Dennis explained this could be done by resolution. I want to give you a two page resolution. Stensrud – I had a call from John Biren and he does not want to go this route for extending the culvert. Maes – You are talking about adding about 20 feet to the end of it. MNDot wouldn't say go ahead until the county had a chance to review it. Stensrud – It will allow us to pass it without a public hearing. Maes – Nothing is changing. It also states the city is going to take on the cost for it. Kanwar – I have seen the design and it looks pretty kosher to me. Nelson – You have extended it twenty feet and you had two aprons plus riprap. Dennis – MNDot had done the apron and riprap and we have to remove it and put it back. We are counting one apron twice. Goodenow moved, seconded by Nelson to approve and authorize the Chair to sign a resolution regarding the revised walkway/bike plan. (Resolution 14-09 on file at the County Administrator's Office). Hammer – I spoke to MNDot and they are going to be paying for the maintenance of the pipe. All voted in favor.

CD 4 & CD 18 – Review and authorize quotes

Hammer – By the look of the prices they look pretty good. They are under \$1.00 per foot. At this point and time my recommendation is that they don't need to be cleaned that bad they aren't that bad. I am going to recommend not to clean CD 4. Goodenow – What do you think changed?

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Hammer – It looked like there was more water last spring. Nelson – But you would do the needed maintenance? Ritter- What about the crossings? Any dollar amounts? Hammer - About \$2,500 per crossing. In county ditch 4 we currently have \$13,000 in the ditch account. CD 18 is about the same I have about five Cottonwood trees that need to be removed. I would do it by the hour. I would recommend not accepting quotes on CD 18.

Authorize taking quotes on CD 19 & 35

Hammer – There needs to be a little cleaning so it is a maintenance issue again. The culverts are dry. Stensrud – So we don't need to take any action on anything. Hammer – No action.

Wellness Committee

Stomberg – The first item I have is to establish a wellness committee of employees. As part of that I would extend the invitation to Human Services and Public Health because they are part of our insurance group. If there is need for funding I would propose we take the county share out of the tobacco settlement money. There are very good resources through MCIT and the Service Coop. Any activities or expenditures would come before the County Board. Stensrud – I think MCIT has some training programs and BCBS. It goes all the way from smoking to exercise to eating and losing weight. Fenske moved, seconded by Goodenow to approve a Wellness Committee. Ritter – When would this Committee meet to form the Committee? Stomberg – I would have discussions with the Department Heads and PAC. Committees have typically met during business hours. As far as the frequency probably monthly and then quarterly. Ritter – I think it is a great idea but any type of program that comes proposed, any participants, would be not on work time. All voted in favor.

Phone Bids

Stomberg – We looked at two options one would be the hosted system. We received two quotes Knology was \$21.25 and Enventis was \$21.78. As far as an in house system Mitel, their bid is \$45,542 and I also got a bid from Shoretel which was \$60,212.25. I feel comfortable that each one can provide a solution that will work. Fenske – When you talk about expansion of Public Health and Human Services aren't they in need now? Stomberg – Yes, also the workforce center. Both systems would have plenty of capacity for expansion. Fenske –How many phones would we need in Human Services? VanKeulen – Eighty. Stomberg – The incremental cost on the Mitel system is about \$380. The incremental cost for the Knology solution is about \$160 to purchase the phone and the \$21.25 per month. With both systems we need to look at our wiring again. Discussion. Goodenow – When you figure in monthly charge versus up front charge which one is the most expensive? Discussion. Stomberg – If we go in house I would probably look at having a monthly charge per month per phone. Fenske – In our lease with Human Services and Public Health is it in the lease? Discussion. Fenske – Do the other systems have that redundancy? Ritter – I am going to ask if the other three Commissioners would like to look at the system at the hospital? That is an in house. Stensrud – They are both going to do the job that we need to get done. With the in house system there are some updates. Nelson – Knology would cost more? Stomberg – An annual cost of \$4,000 to \$5,000 more. Fenske - \$4,000 to \$5,000 it would take a lot of years to make up for that \$45,000 additional. Stomberg – Right and you are saving about \$200 per phone initially. Barker – Have you taken into account I have two lines coming in and I have eight phones in my office? Discussion. Fenske – Does Knology have service in Marshall? Brett Ritter – Yes. Stomberg – There was a question on the speed of a long distance call. Discussion. Stensrud – Is there a chance we could completely lose our phone service? Brett Ritter – There is always a scenario. Nelson – Public Works is T1 connected at what cost? Is that \$1,000 per month or something? If we went with Knology that would disappear? Stomberg – Not with public works right away. Discussion. Nelson moved, seconded by Fenske to approve going with Knology for a phone system in the jail and the Lyon County Government Center. Ritter – Yesterday there was a question about Quest? So you don't know what type of savings could be on that? Brett Ritter – I obviously am a competitor but it is a regulated industry so I would be surprised if they beat us by more than \$50 per month. Goodenow – Did we get a recommendation from our County Administrator? Fenske – With us being so cautious about our money right now I can't see shooting another \$50,000 out. Ritter – Personally I would like to see the county retain ownership in a phone system. Stensrud – My opinion before was to go with Knology and now I am torn both ways. Both systems are going to work. VanOverbeke – We have the driver's license in our area and the state comes in our area and they come in and grab the pictures is that going to be a problem? Brett Ritter – That is a data thing. Goodenow – Did we get the 911 thing figured out? Stomberg- Both systems have a solution. Brett Ritter – I like bringing in an analog line it gives you redundancy. Fran VanKeulen – One thing with the Knology with the new switches if we run their solution they take control of their switches and do the programming and they take control of it and we are not allowed unless we sign a waiver to go in and make any changes to our own system. Brett Ritter – We prefer to manage our switches. It separates the voice from the data. If you would rather have someone else manage those switches we will relinquish that authority and allow them to do that and we ask you to sign a waiver that this person is responsible for the qos.

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Nelson
Goodenow
Fenske

Opposed:

Ritter
Stensrud

Motion carried 3 to 2.

SW Minnesota Regional Radio Board

Stomberg – Our share is \$8,643.53 for the matching fund for the SW MN Regional Radio Board for the PSIC grant. Ritter moved, seconded by Nelson to approve matching funds up to \$12,000 for the SW MN Regional Radio Board for the PSIC grant from miscellaneous expenses from central services. All voted in favor.

Public Health Cars

Stomberg – The request has come if Public Health can use the county cars if they run short.
Goodenow – They are available first to the county to be used. We approved last night a policy to check driver's license and insurance. Goodenow moved, seconded by Ritter to approve of Lincoln Lyon Murray Pipestone Public Health employees using Lyon County cars. All voted in favor.

Reviewed Meeting Schedule

Commissioners Reports

Ritter reported on meeting with R.W. Beck.

Goodenow reported on Public Health. Fenske – What rate does Public Health pay to use them?
VanOverbeke – We charge back the Departments that use it 25 cents per mile. Goodenow – I think they are also going to pay for the gas. Fenske – It will save Public Health money though?

Nelson reported on Regional Radio Board, Fair Board, Rodeo, and EDA meeting.

Fenske reported on PAC meeting, Transit Advisory Meeting, ATP 8.

Stensrud reported on Soil and Water, R.W. Beck meeting, and PAC.

Fenske moved, seconded by Ritter to go into closed session to discuss LELS labor negotiations. All voted in favor.

Goodenow moved, seconded by Ritter to come out of closed session. All voted in favor.

Stensrud adjourned the meeting until June 16, 2009 at 9:00 a.m.

Rodney Stensrud, Chairman

Attest: Loren Stomberg
Lyon County Administrator