

**UNOFFICIAL MINUTES- SUBJECT TO CORRECTIONS**  
LYON COUNTY BOARD OF COMMISSIONERS  
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN  
August 3, 2010

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

**Pledge of Allegiance to the Flag**

**Approve Agenda**

Stomberg – We have AURI Initial Assistance Agreement presented by Dennis Timmerman at 9:05 a.m. and under Kanwar a request for temporary hire and under Henriksen sale of wetland credit. Add bend rite quote and VSO candidate and interview schedule under my time. Fenske moved, seconded by Nelson to approve the agenda. All voted in favor.

	<b>Per Diems</b>	<b>Expenses</b>
Fenske	\$50.00	-----
Ritter	-----	\$8.00
Stensrud	\$150.00	\$49.00
Nelson	\$150.00	\$78.00

**Consent Agenda:**

1. Approve Minutes from July 20, 2010
2. Approve Commissioner Warrants 121486-121568 in the amount of \$276,198.91 dated 8/4/10.
3. Approve Auditor Warrants 121395-121408 in the amount of \$88,348.92 dated 7/21/10, 121421-121443 in the amount of \$19,163.65 dated 7/22/05, and 121444-121461 in the amount of \$399,214.52 dated 7/29/10.
4. Approve Per Diems & Expenses

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

**Resolutions and Contracts**

**Lyon County All Hazard Mitigation Plan**

Goodenow moved, seconded by Ritter to accept and authorize Chair to sign the Lyon County All Hazard Plan Resolution. All voted in favor. (Resolution 24-10 on file in the County Administrator's Office).

**AURI Initial Agreement**

Timmerman – We have different laboratories. Our largest degree of work comes in the co-product area. We are trying to find use for the co-product area. This would be worked on in the Waseca laboratory and it would be pelleting. For us to work with anybody we need to have this agreement signed. Stensrud – How long will this last? Timmerman – As long as there is activity in the project. Discussion. Nelson – The Landfill is the client. Discussion. Nelson moved, seconded by Fenske to approve and authorize the Chair to sign an AURI Initial Assistance Agreement. All voted in favor.

**Accept lowest bid and sign contract for SP 42-603-21**

Goodenow moved, seconded by Ritter accept the lowest bid and sign a contract for SP 42-603-21 re-grading and curve corrections for CSAH 3. All voted in favor.

**Consider final payment of aggregate processing**

Nelson moved, seconded by Fenske to approve the final payment to Hard Rock Screening, LLC in the total amount of \$5,239.45. All voted in favor.

**Park Update**

Kanwar – I visited Twin Lakes Park on Friday. They have finished the ramp. The parking lot is close to finished. They are still shooting for this fall. I am hoping in the fall tour we will be able to see it. Goodenow – Do we have a master plan a layout of the park? That could change. Kanwar- I will ask Rick to bring it back again. Discussion. Goodenow – Even with the park board that randomly meets once in awhile. It is a project and it should have a beginning, middle, and end. It seems like we do a lot of talking. Discussion. Goodenow – It never seems to quite gel. It seems like we discuss it a lot. Kanwar- The DNR had land to build the ramp. We can't control that. We have to work with the DNR to get access. Goodenow – Sometimes the rest of us don't understand this. I don't understand why we can't have a Jason Splett schedule. You won't convince me that we can't have a master plan. Planting trees could happen now if you decided

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where you wanted the road. Where we going to have picnic grounds? Even if you can't build the inside structure. There is suppose to be a park board that this runs through and I sometimes think the park board gets in the way. I don't see any reason you can't lay this out in a strategic plan like a road project. Nelson – We had a college plan for the park, where is that at? Stensrud – We are not doing anything. Kanwar- If we can't fund it we can't control it. Goodenow – I think now you could tell me what you are going to do next summer. Discussion. Nelson –There were a lot of thistles out there. Goodenow – I don't expect it to all be done tomorrow but DNR has a plan when they do Prairie Grass. Discussion. Ritter- It is not the DNR's problem to take care of the weeds. We hired part time help they should be doing that. Goodenow – We have two full time park employees as well.

**Temporary Help**

Stensrud – This will be just when you need him. Kanwar- We have someone out on medical leave. If we have work we will call him. Stomberg – It will not exceed 40 hours per week? Kanwar- No. Stomberg- And if it rains he won't be working? Kanwar – No. Nelson moved, seconded by Goodenow to hire Byron Kompelien as a heavy equipment operator on a temporary basis from August 9, 2010 to October 1, 2010 at \$20 per hour not to exceed 40 hours per week. Ritter – County road 15, which part is being widened? Johnson – Between county road 59 and county road 4 about a mile north of Russell. We are going to widen it this year and next year mill it and over lay it. All voted in favor.

**Consider participation in a Small Cities Development grant application**

Lisa Graphenteen – We began talking with the City of Lynd, with the small cities development program. The average grant size is for twenty homes. The fees for the grant writing is \$5,000 and the city was looking for someone to go half and half with. Nelson – You are going to go outside the city limits of Lynd, where is your parameter? Graphenteen – The application would be the city of Lynd and the rural areas of Lyon County. Goodenow – You don't have to designate it smaller? Graphenteen – No. Goodenow – This could be anyone in the county outside the city limits? Fenske – Any rural area would be eligible? Stomberg – Would that include unincorporated areas as well? Graphenteen – Yes. Ritter – How many homes in Lynd? Graphenteen – We don't know yet. It depends on the projects. We do marketing and advertising. Fenske – On the average how many homes do you think this could include? Graphenteen – The average is 20. At the community meeting we talk about the project and what they can ask for. Discussion. Nelson – Where do the funds come from? Graphenteen – Federal funds. Scott Riddlemoser – A couple of meetings ago they approved drawing in all the local EDA's. I don't know why we wouldn't reach out and have the county be a co-sponsor. Stensrud – A lot of them are in this process. Riddlemoser – This could also affect other areas. That they are equally invited to that kick off meeting. VanOverbeke – How are the other residents going to be notified about this? Graphenteen – The most common thing we do is newspaper, website, and radio. VanOverbeke – Since this is going to the county is the county going to be following the lien on the property? Discussion. Stensrud – I like the idea of including the entire county. Ritter –If we commit to \$2,500 can you get \$100 per applicant so the tax payers can get reimbursed for it? You are asking all of the tax payers to fund it. Goodenow – It is one of the expenses of redevelopment. Stensrud – You aren't doing the loans. Goodenow –I would rather have an economic development agency doing that. Fenske – The only way to recoup is through property taxes and the value would go up. It would be a bigger base. Goodenow moved, seconded by Fenske and take \$2,500 from economic development fund and for Lyon County to participate in a small Cities Development Program grant application. Ritter – I would like to see if we can get some reimbursement on it. If there is an origination fee for it. All voted in favor.

**Accept resignation of Correctional Officer Marc Babcock**

Goodenow moved, seconded by Ritter to accept the resignation of Correctional Officer Mark Babcock effective July 6, 2010.

**Authorization to hire Correctional Officer**

Nelson moved, seconded by Fenske to hire Michael Sumerfelt as a Correctional Officer effective August 9, 2010 at \$13.81 per hour. All voted in favor.

**2011 Pictometry Contact**

Wendt – We are looking at getting a new flight of Pictometry next year. We will be partnering with MMU and the City of Marshall. Fenske – We just did it in 2007, why are we doing it again, and in another 3 or 4 years they want more pictures? Wendt – There have been some changes. We are going to get better images, more updated information. Quite a few things have changed, especially in the Assessor's office. This would be a four year cycle. At the end of this year we will be getting elevation data. Discussion. Fenske –Does the ditch department use this? Wendt – Yes. Nelson – Is this the total county then? Wendt – Yes and all the cities. Goodenow moved, seconded by Ritter to approve a Pictometry contract for updated oblique and orthogonal air

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photos to be flown in the Spring of 2011 with an annual cost of \$11,845.10 over three years to be paid out of the recorders unallocated fund. All voted in favor.

**911 Address Signs**

Wendt – This spring we started to notice that our signs are fading. I started the process of contacting the contractors. It has only been four years. They should last about 10 years. They are under warranty. The contractors are aware of what is going on. Lyle Signs has agreed to replace all of our signs. We are looking at about 2,370 signs. I contacted the president of sign up and they agreed to reinstall the signs. There is a line in the proposal that says if our signs are defective they will put them up for free. Nelson – I had a complaint from someone and I was going to bring it up but I see it was on the agenda. Wendt – The street signs are green. There is something defective in that blue ink. The timeline, they thought they could have the signs by end of October beginning of November. I will need to talk to them about installing them. Goodenow - You mentioned you were sorting them out? Wendt – I can tell which signs were here before. Discussion. Wendt – Every original sign will be replaced. Nelson – Under warranty and installation? Wendt – If the pole isn't there do you feel we should take care of that in house? It might be easier.

**10:15 Meeting Recessed**

**10:28 Meeting Called Back to Order**

**Lyon County Landfill Regional Advisory Board Meeting and open house**

Stensrud set the Lyon County Landfill Regional Advisory Board Meeting and Open House for September 7, 2010 at 6:00 p.m.

**Wetland credit withdrawal – City of Montevideo**

Fenske moved, seconded by Nelson to approve the application for withdrawal of wetland credits from the city of Montevideo for 3.80 acres. All voted in favor.

**Wetland Credit Withdrawal – Granite Falls**

Nelson moved, seconded by Ritter to sell 2.12 acres from the Lyon County Wetland Credits to the City of Granite Falls to the city of Granite Falls in the amount of \$42,937.63. All voted in favor.

**E-Waste Recycling Contract**

Goodenow moved, seconded by Ritter to approve and authorize the Chair to sign the E-Waste Recycling contract with Universal Recycling Technologies. All voted in favor.

**Revised Work Request from R.W. Beck**

Fenske moved, seconded by Ritter to approve revised work request 2010-4 from R.W. Beck for Engineering and Consulting Services for Landfill gas collection and control system. All voted in favor

Ritter – It seems like every other meeting we have a request from RW Beck to spend money. Nelson –It wasn't any different when S E H had it. Fenske – Are we done with hauling for awhile? Henriksen – Yes.

**Bend Rite Quote – Generator Exhaust Pipe**

Stomberg – That is a quote to extend the exhaust pipe of the generator over the roof of the jail. The thought is if we can extend it past the building it will not come in the building. Stensrud – It will attach to the side of the jail and it is stainless steel. Discussion. Goodenow – Do we have anything left in the contingency for the jail? Stomberg – About \$6,000. Discussion. Goodenow moved, seconded by Ritter to fabricate and extend the generator exhaust pipe with a cost up to \$6,000 from the contingency fund of the jail fund. All voted in favor.

**VSO Candidate**

Stomberg – On Thursday two weeks ago we interviewed six candidates. It was our recommendation to bring three candidates. They are Rebecca Kaas, Terry Wing, and Lisa Ourada. We are planning a meet and greet on Thursday on the 12<sup>th</sup> and interview on the 13<sup>th</sup>.

Ritter – I've had some people ask me if we were going to do clerical either shared or part time? Stomberg – I think there will be a need for it down the road, if we get the right candidate in that can get it up and running again. I don't know that this is going to develop this year or next. I think co-locating downstairs would be good. Probably the biggest need that we have is an HR position. And I say that because we have 30% of our employees that could retire today. It is also going to be an opportunity for restructuring and reorganizing. Even if you don't restructure and

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reorganize. I would think we would need to look at an HR position. That was on top of the list of the strategic planning identified by the department heads. Goodenow – If we end up with an HR person who provides clerical or do you do your own? Fenske – At the present time there is no plans for what we are going to do for administrative assistant for VSO? Stensrud – After someone is hired. Goodenow – Have you worked it into the budget? Ritter moved, seconded by Goodenow for the County Administrator to create, rate, and bring back an HR position. All voted in favor.

**Discussion on helping fund Tracy and Minneota library building/relocation project**

Stensrud – I asked this to be put on. I think it is an equitable thing to do. They are moving their library into an existing building. They have raised about \$320,000. They got about \$156,000 and they matched that with funds that have been donated. The \$600,000 grant got moved back a little. I don't know how many dollars Tracy has. Nelson – They have bought a different building. They need it accessible. Goodenow – We haven't had a request for funding. I am not going to approve money without a request. Stensrud – We are funding the library through the system. Nelson – What you funded in Marshall. That was for a building. A building owned by each city. Marshall built a building. Goodenow – It is a county library system. Nelson – It is \$460,000. Goodenow – Cottonwood has plans for a new library and city hall. They are doing a combined project. We haven't gotten a request. Nelson – We don't need a request. Marshall has been all over the place. Nelson moved, seconded by Stensrud to give \$80,000 to Minneota and Tracy libraries. Fenske – I am not against libraries, but I need to see where it comes from. Goodenow – You are talking fair. I am not going to vote for something that you are going to exclude to other communities. Stensrud – There are 9,000 people that live outside that are paying for it. It still doesn't mean that it is fair. Goodenow – Fair is to help other communities. Stensrud - Minneota and Tracy need help to. They shouldn't have to join it to get it.

**Voting in Favor:**

Nelson  
Stensrud

**Opposed:**

Ritter  
Fenske  
Goodenow

Motion failed 3 to 2.

**Commissioners Business**

**Review Meeting Schedule**

Goodenow reported on Rural Minnesota Energy Board and Public Health.

Fenske reported on upcoming MCIT Loss Control Meeting.

Nelson reported on Regional Radio Board and Fairboard meeting.

Stensrud reported on Public Health and Soil and Water.

Ritter – Is this something that the Board can have every department head come up here and justify the budget. Stensrud – I don't think we need to start micromanaging a job that Loren is put in here today. Ritter – If they have a \$200,000 budget and go through it with them. Stomberg – I'll present it however you want it. Goodenow – We've done that before and we switched to the county administrator. I think the county administrator is going to review them. I see it as not taking as long. Riddlemoser – From a public standpoint and transparency I would like to have them go through their budget and why they need a case loader. Fenske – If we get it out ahead of time. Goodenow – Maybe the department heads would like to be here if we go through it.

11:40 a.m. Goodenow moved, seconded by Nelson to adjourn. All voted in favor.

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Rodney Stensrud, Chairman

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Attest: Loren Stomberg  
Lyon County Administrator

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