

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

January 13, 2004

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session January 13, 2004 at 7:45 a.m. at the Courthouse in Austin, Minnesota.

All members present, viz: Richard Cummings, Chair
 Raymond Tucker
 David Hillier
 Dick Lang
 Garry Ellingson
 Craig Oscarson, County Coordinator

The commissioners conducted a site visit at 7:45 a.m. in reference to CUP #659 of Kent Harrington for the operation of a cement and aggregate storage facility on the property.

GENERAL:

Commissioner Tucker moved and Commissioner Lang seconded to approve the Child Care Plan for 2004-2005. Motion carried.

Commissioner Hillier moved and Commissioner Lang seconded to extend the consulting contract with McCarron & Associates through 2004 and to increase the amount from \$5,000 to \$10,000 for the period from January 1, 2003 to December 31, 2004. Motion carried.

Commissioner Ellingson moved and Commissioner Tucker seconded to approve the destruction of designated Agency files in accordance with DHS Rules and Regulations. All previously approved files have been destroyed. Motion carried.

SOCIAL SERVICE ACTIONS:

Commissioner Ellingson moved and Commissioner Hillier seconded to approve the Social Service Actions. Motion carried.

INCOME MAINTENANCE ACTIONS:

Commissioner Tucker moved and Commissioner Lang seconded to approve the Income Maintenance Actions. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ellingson to approve the bi-monthly bills for immediate payment. Motion carried.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1335.66	ADVANCED FILING CONCEPTS, INC	290.00	ALCOPRO
2046.15	AUSTIN DRUG, INC	3186.80	AUSTIN MEDICAL CENTER ATTN:
435.21	AUSTIN NEWSPAPERS, INC	150.00	AUSTIN PUBLIC SCHOOLS
680.96	MYLES BENDTSEN	114.00	ISRAEL BENITEZ
363.12	DIANE BENSON	110.88	BEST WESTERN KELLY INN ST P
180.00	BLOOMING PRAIRIE FUNERAL HOME	202.50	BUDGET OIL CO
213.00	RUBY CAMPOS	1117.13	CARDINAL HEALTH
1981.04	CEDAR VALLEY SERVICES, INC	612.00	ALETA CHRISTOPHERSON
248.24	CITICORP VENDOR FINANCE INC	891.41	CLEANING MANAGEMENT GROUP I
237.87	CREATIVE FORMS & CONCEPTS	2291.43	DELL MARKETING
901.50	DANIEL DONNELLY	140.00	ECHO LANES
5254.17	MUNCILITE EMERGENCY AUTOMOTIVE	333.07	EXECUTEAM
247.30	GALLS INC.	416.49	GLOBAL COMPUTER SUPPLIES
480.20	GREENMAN HEATING & REFRIG., IN	134.20	HOLIDAY CARS, INC.
369.60	BARBARA HOVDE	677.99	IKON OFFICE SOLUTIONS
740.00	INTERNATIONAL COMMUNITY CORREC	965.00	INTERTECHNOLOGIES GROUP
1760.34	INTERTECHNOLOGIES GROUP-ADMIN	525.40	J & K WINONA
325.46	JAKOBSON DRUG & HALLMARK SHOP	410.00	KIMBERLY JULIUS
142.18	K MART	150.00	JEFF KARLEN
152.40	MARY KENYON	406.00	MARGARET KIRCHNER
1605.60	LASER PRODUCT TECHNOLOGIES INC	921.49	LEXISNEXIS MATTHEW BENDER
280.00	ROSEMARY LINDERMAN	257.28	SHELDON LUKES
142.00	LYLE TOWNSHIP CHAIRMAN	149.95	CHARLES MARKS
444.69	MARTIN BROS	172.00	MASON CITY CLINIC
945.00	MAYER FUNERAL HOME	100.00	MAYO CONTINUING NURSING EDU
150.00	MCA	240.00	BRIAN MCALISTER
159.37	MCKESSON GENERAL MEDICAL CORP.	765.52	MEDTOX DIAGNOSTICS INC
1039.75	METRO SALES, INC.	150.00	MID STATES ORGANIZED CRIME
494.87	MIDTOWN AUTO CLINIC	211.40	MIDWEST WIRELESS
527.54	MIDWEST WIRELESS COMM,LLC	2001.00	MINNESOTA COUNTY ATTORNEYS
416.29	MINNESOTA ELEVATOR, INC	1735.64	MINNESOTA SHERIFF ASSOCIAT
3521.76	MITCHELL COUNTY REGIONAL HEALT	6166.00	MOWER COUNTY SOIL & WATER C
199.00	OLMSTED CO COMMUNITY SERVICES	3772.32	PARAGON PRINTING & MAILING
491.40	PLUNKETT & ASSOCIATES INC	600.00	JEANNE POPPE
402.42	POST BULLETIN COMPANY	199.38	RADISSON SUITE HOTEL ST CL
349.90	RAY ALLEN MFG.CO,INC	347.34	RIVERLAND COMMUNITY COLLEGE
832.04	SCHILLING PAPER COMPANY	17830.00	SHERIFF MITCHELL COUNTY
116.09	SMYTH COMPANIES, INC	1269.00	SPHERION CORPORATION
681.57	STAPLES CREDIT PLAN	630.00	CJIS STATE OF MINN
5175.00	STEELE COUNTY DETENTION CENTER	1324.22	STERLING LONG TERM CARE PHA
100.20	STERLING STATE BANK	189.84	JERROLD TESMER
1172.00	US DEPT. OF JUSTICE	137.95	MERRY VOIGT
108.80	KEITH VOORHEES	170.69	PAUL WAHLSTROM
450.26	WASTE MANAGEMENT OF SO MINNESO	758.53	WELLS FARGO FINANCIAL LEAS
3906.91	WEST GROUP	387.00	WHITEWATER WIRELESS, INC
	52 PAYMENTS LESS THAN \$100	2,612.70	
GENERAL FUND		\$98,030.41	* TOTAL

ROAD & BRIDGE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1700.00	A C S	516.53	A-BEST BUILDING MAINTENANCE
374.15	TRUCK AUSTIN AUTO	109.50	AUSTIN NEWSPAPERS, INC
25247.02	CARGILL INC	881.85	CONTINENTAL RESEARCH CORP.
851.40	DEXTER LP, INC	1800.00	ERICKSON ENGINEERING
433.86	ETTERMAN ENTERPRISES	274.34	K & K FABRICATION, INC
188.32	LEEF BROS., INC.	137.50	LITTLE FALLS MACHINE, INC.
1026.60	MANTEK	721.27	MIDWEST DIESEL SALES & SERV
1715.00	MN TRANSPORTATION ALLIANCE	207.00	MOWER COUNTY SHOPPER
683.31	NAPA AUTO PARTS	568.91	M.J. O'CONNOR, INC.
400.00	OSMUNDSON BROS. CONTRACTORS, I	185.00	REG'S WELDING & MACHINE S

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

184.72 ROAD MACHINERY & SUPPLIES CO.	558.87 RONCO ENGINEERING SALES, I
203.47 SOUTHERN MINN OIL EQUIPMENT, IN	1980.78 STATE OF MINNESOTA,
1320.40 ULLAND BROTHERS, INC.	387.53 UNITED RENTALS, INC.
9378.39 UNIVAR USA, INC	260.00 UNIVERSITY OF MINNESOTA CON
523.66 ZEP MANUFACTURING COMPANY	
21 PAYMENTS LESS THAN \$100	777.47
ROAD & BRIDGE FUND	\$53,596.85 * TOTAL
SOCIAL SERVICE FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
1 PAYMENTS LESS THAN \$100	3.45
SOCIAL SERVICE FUND	\$3.45 * TOTAL
2000-FLOOD PROJECT	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
742.00 BLOOMING PRAIRIE WELL CO	
0 PAYMENTS LESS THAN \$100	.00
2000-FLOOD PROJECT	\$742.00 * TOTAL
SOLID WASTE/RECYCLING FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
150.42 AUSTIN BUILDERS SUPPLY, INC	432.00 WALLACE BUSTAD
21306.43 CEDAR VALLEY SERVICES, INC	136.79 MINNESOTA SUPPLY COMPANY
602.62 M.J. O'CONNOR, INC.	513.67 WASTE MANAGEMENT OF SO MINN
6 PAYMENTS LESS THAN \$100	175.19
SOLID WASTE/RECYCLING FUND	\$23,317.12 * TOTAL
DITCH FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
2600.00 RINKE-NOONAN	
0 PAYMENTS LESS THAN \$100	.00
DITCH FUND	\$2,600.00 * TOTAL
FAMILY CONNECTIONS	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
140.00 AUSTIN MEDICAL CENTER ATTN:CAS	
0 PAYMENTS LESS THAN \$100	.00
FAMILY CONNECTIONS	\$140.00 * TOTAL
****	FINAL TOTAL..... \$178,429.83 ****

Motion made by Commissioner Tucker, seconded by Commissioner Lang to approve the following miscellaneous bills for immediate payment:

Adams, Rizzi & Sween	\$817.00
Association of MN Counties	\$11,431.00

Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to authorize the chair to sign the 2004 Natural Resources Block Grant Agreement with the Minnesota Board of Water and Soil Resources effective July 1, 2003 to June 30, 2005. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Hillier to authorize the chair, coordinator and finance director to sign the State of Minnesota Office of the State Auditor audit agreement for year ended December 31, 2003. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to approve the County Auditor's request for duplicate warrant for original warrant #29351

dated November 15, 2002 to Sundal Instant Printing in the amount of \$27.16. Motion carried

At this time a Public Hearing was held in regard to a proposed new Ordinance for Cleanup of Clandestine Drug Lab Sites.

County Attorney, Patrick Flanagan, and Deb Durkin, M.P.H., Meth Lab Program Coordinator, made a presentation to the Board concerning the dangers of methamphetamine and its residual effects. Adopting an ordinance is in the interest of public safety and would allow landowners an opportunity to access a no interest state clean-up revolving fund if legislation is passed. No one spoke for or against the Cleanup of Clandestine Drug Lab Sites Ordinance. It was noted that there was a need for some revisions to the language in the proposed ordinance.

Motion made by Commissioner Tucker, seconded by Commissioner Ellingson to continue the public hearing for Cleanup of Clandestine Drug Lab Sites Ordinance to January 27, 2004 at 10:00 a.m.

At this time a Public Hearing was held in regard to amending Section 14-21 Planning Commission of the Mower County Zoning Ordinance to revise from a seven member board to a 5 to 7 member board.

No one spoke for or against amending Section 14-21 of the Mower County Zoning Ordinance.

Date: January 13, 2004

Ord. #01-04

Ordinance

On motion of Commissioner Ellingson, seconded by Commissioner Tucker, the following Ordinance was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held January 13, 2004 at the Courthouse, Austin, Minnesota.

WHEREAS, a Notice of Intention to consider an amendment to Section 14-21 Planning Commission, of the Mower County Code by the Mower County Board of Commissioners was published in the Austin Daily Herald on January 2, 2004.

WHEREAS, the County Board held a public hearing on said amendment on January 13, 2004.

BE IT ORDAINED that the following sections of Section 14-21 Planning Commission of the Mower County Code are amended as follows:

**CURRENT:
SECTION 14-21 PLANNING COMMISSION**

- (a) The Mower County Board hereby establishes the Mower County Planning Commission. The Planning Commission shall consist of (7) members, and every attempt shall be made to obtain a cross Section of the county in appointing members to the commission.

Change wording to:

SECTION 14-21 PLANNING COMMISSION

- (b) The Mower County Board hereby establishes the Mower County Planning Commission. The Planning Commission shall consist of (5) to (7) members, and every attempt shall be made to obtain a cross Section of the county in appointing members to the commission.

BE IT FURTHER ORDAINED that the preceding Ordinance amendment is effective immediately upon publication.

Passed and approved this 13th day of January, 2004.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to set the size of the planning commission at 5 members effective January 1, 2004. Motion carried.

It was noted that the Commissioners would be attending the League of Cities Meeting on January 15, 2004, 6:30 p.m. at the Mapleview City Hall.

Motion made by Commissioner Tucker, seconded by Commissioner Ellingson setting a floating holiday for 2004 without any county designation concerning the date of the holiday. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Ellingson to ratify the union contract changes with AFSCME Local #2566 for the period January 1, 2004 through December 31, 2006 as presented by the County's Personnel Committee. Said ratification is contingent upon the County and the Union reaching an agreement on the prescription drug card. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to amend the 2004 County Attorney budget for an increase of up to \$15,000 from the contingency fund limited to Level III sex offender evaluations. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to amend the 2004 County Attorney and County Sheriff's budgets to pay the full cost of the County Attorney Association and County Sheriff Association dues due to the fact that the membership dues are for the entire office. County Attorney line item #01-091-000-0000-6243 increased by \$800.00 and the County Sheriff's line item #01-201-000-0000-6243 increased by \$1000.00 to cover the costs of the association dues. Motion carried.

Building committee reported that blue prints are being reviewed regarding the move of veteran services to the extension office.

Commissioner Cummings presented a jail committee update. The committee will be making their presentation to the board on February 5, 2004, 7:00 p.m. at the Riverland Community College. Commissioner Cummings stated the committee would encourage the board review the report thoroughly, tour the jail and justice system and to make a decision by March 9, 2004.

County Coordinator, Craig Oscarson, presented items for board action on behalf of the highway department.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to set the letting date for S.A.P. 50-598-003 to February 12, 2004 at 1:00 p.m. at the office of the County Highway Department and awarded at the County Board of Commissioner's meeting on February 24, 2004. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Hillier to approve the final payment voucher for the 18th Avenue Project S.P. 50-627-006 to Crane Creek Construction, Inc. in the amount of \$49,503.45. Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Tucker to adjourn the meeting at 11:30 a.m. until January 27, 2004 at 8:30 a.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:
By: _____
Clerk/Coordinator

INDEX

2

2004 Budget Amendment
County Attorney
sex offender evaluations, 26
County Attorney & County Sheriff
Assn. dues, 26

A

AFSCME Local #2566
ratify union contract, 25

B

bi-monthly bills, 21

C

Child Care Plan
2004-2005, 21

D

destruction of designated Agency files, 21
duplicate warrant
Sundal Printing, 23

F

final payment voucher
SP 50-627-006
Crane Creek Construction, 26
floating holiday 2004
undesignated, 25

I

Income Maintenance Actions, 21

L

letting date
SAP 50-598-003
2-12-04 at 1 p.m., 26

M

McCarron & Associates consulting contract, 21
miscellaneous bills, 23

N

Natural Resources Block Grant Agreement 2004, 23

O

Ord. #01-04
Amend Section 14-21 Planning Commission, 24

P

Planning Commission size 2004
5 members, 25
Public Hearing
amend zoning ordinance
Section 14-21, 24
Ordinance for Cleanup of Clandestine Drug Lab
Sites, 24
Public Hearing for Cleanup of Clandestine Drug Lab
Sites Ordinance
continued to 1-27-04 at 10 a.m., 24

S

site visit
Harrington CUP #659, 21
Social Service Actions, 21
State Auditor audit agreement
2003 audit, 23