

**SPECIAL SESSION OF THE MOWER COUNTY  
BOARD OF COMMISSIONERS**

November 23, 2004

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session November 23, 2004 at 8:30 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

**GENERAL:**

Commissioner Lang moved and Commissioner Tucker seconded to approve the 2005 funding proposal for the Mower County Seniors Chore Program as presented, subject to final approval of the Mower County 2005 budget. Motion carried.

Commissioner Tucker moved and Commissioner Hillier seconded to decline to participate in the conversion of cases in preparation for HealthMatch Program implementation. State DHS will then perform the case conversion by default. Motion carried.

Commissioner Tucker moved and Commissioner Hillier seconded to accept a \$5,000 donation from Blue Plus and to designate that the funds be used to supplement the operation of the Mower County Chore Program in Calendar year 2005. Motion carried.

Commissioner Ellingson moved and Commissioner Hillier seconded to authorize the Chair and the Director to sign the following Purchase of Service Agreements:

- a. Cardinal of Minnesota, Ltd – approve amendment to extend current purchase of service agreement through August 31, 2005.

Motion carried.

Commissioner Hillier moved and Commissioner Lang 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.

**Date: November 23, 2004**

**Res. #88-04**

**RESOLUTION**

On motion of Commissioner Ellingson, seconded by Commissioner Tucker, the following Resolution was passed and adopted by the Mower County Board of

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

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Commissioners at a meeting held November 23, 2004 at the Courthouse, Austin, Minnesota.

WHEREAS, the Director of Community Social Services for Mower County had advised that all Social Service case actions are in conformance with State, Federal and County laws, rules, regulations and policies,

BE IT RESOLVED, That all Social Service case openings, closings, placements, and licensing actions, as documented in the Mower County Human Services Office, on office listings for licensing action, case records, record of social service plan cards, purchase of services abstract, payment authorizations, and payment records for the period November 1, 2004 through November 30, 2004 are hereby approved.

WHEREAS, the Director of Community Social Services for Mower County had advised that all Personnel Actions are in conformance with State and Federal law, Minnesota Merit System Rules, existing labor agreements, and Personnel Policies and Practices,

BE IT RESOLVED, That all Personnel Actions for the month of November 2004 for employees of the Department of Human Services as documented in the Department on proposed Personnel Action Listings, personnel abstracts, payroll reports, and Personnel Action Forms, are hereby approved.

WHEREAS the Director of Community Social Services for Mower County has been advised that all Social Service and Welfare Claims against Mower County submitted for payment in the month of November 2004 have been reviewed and are eligible for payment pursuant to all applicable rules, regulations, laws, and policies,

BE IT RESOLVED, That all bills, as listed on the listing of bills and claims against Social Services and Welfare Funds and Warrant Registers, shall be approved as valid claims against the County of Mower and are hereby approved for payments.

The Commissioners voted as follows: Garry Ellingson aye, David Hillier aye, Ray Tucker aye, Richard P. Cummings aye, and Richard Lang aye. Passed and approved this 23<sup>rd</sup> day of November, 2004.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

Date: November 23, 2004

Res. #89-04

**RESOLUTION**

On motion of Commissioner Hillier, seconded by Commissioner Lang, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held November 23, 2004 at the Courthouse, Austin, Minnesota.

WHEREAS, the Director of Community Social Services for Mower County had advised that all Income Maintenance case actions are in conformance with State, Federal and County laws, rules, regulations and policies,

BE IT RESOLVED, That all Income Maintenance case actions or approval, denial, suspension, reinstatement, closing, increased and decreased maintenance and denial as documented on the 106 Welfare Information Form, the General Assistance Budget Form, and Emergency Assistance Forms, and Warrant Register of Payments for the period November 1, 2004 through November 30, 2004 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments authorized by Director Actions and issued during the month of November 2004 are hereby approved.

BE IT FURTHER RESOLVED, That all bills and claims against the Income Maintenance Programs, as cited in the Abstract of Payment Records and Board List in the Mower County Human Services Department, are hereby approved for payment.

BE IT FURTHER RESOLVED, That all personnel actions for the month of November 2004 for employees of the Department of Human Services as documented in the Department in the Personnel Abstracts, Payroll Reports and Personnel Action Reports, are hereby approved.

BE IT RESOLVED, That all refunds received during the month of November 2004 as listed on the Report of Refunds and Cancellation, DPW 759, are hereby acknowledged as received.

The Commissioners voted as follows: Garry Ellingson aye, David Hillier aye, Ray Tucker aye, Richard P. Cummings aye, and Richard Lang aye. Passed and approved this 23<sup>rd</sup> day of November, 2004.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

The Finance Committee Chair, Commissioner Hillier, and Craig Oscarson, County Coordinator, and Donna Welsh, Finance Director, provided the Board with a brief update on the 2005 tax levy and budget. The committee is attempting to reduce the tax levy from the 14.8% levy proposed in September.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to amend the County Assessor's 2004 budget in the amount of \$3,814.50 for legal fees for the Kmart tax court case. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to amend the County Auditor's 2004 budget in the amount of \$740.00 for the purchase of file cabinets. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ellingson to approve an additional allocation of \$23,500 to the Historical Society for siding the church building. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ellingson to approve payment to the Mower County Ag Society in the amount of \$3,538 for repair of the roof on the grandstand bathroom building. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Tucker that the stormwater fee of \$339.93 per month at the Mower County Fairgrounds shall be a county responsibility and to provide payment retroactive to July 1, 2003. Motion carried.

**Date: November 23, 2004**

**Res. #90-04**

**RESOLUTION**

On motion of Commissioner Tucker, seconded by Commissioner Ellingson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held November 23, 2004 at the Courthouse, Austin, Minnesota.

**BE IT RESOLVED** by the Mower County Board of Commissioners, that it hereby designates the Environmental Services Director as Project Representative for the implementation of the South Branch Root River Watershed Fecal Coliform Bacteria Reduction Clean Water Partnership Project for Mower County.

The Project Representative shall have the authority to represent the Mower County Board of Commissioners in all Project matters that do not specifically require action by the Mower County Board of Commissioners.

**BE IT FURTHER RESOLVED** by the Mower County Board of Commissioners that, as Loan Sponsor, the Mower County Board of Commissioners enters into the attached Minnesota Clean Water Partnership Project Implementation Loan Agreement along with Fillmore County, as Project Sponsor, and the Minnesota Pollution Control Agency to

conduct the implementation of the South Branch Root River Watershed Fecal Coliform Bacteria Reduction Clean Water Partnership Project.

**BE IT FURTHER RESOLVED** by the Mower County Board of Commissioners that the County Board Chair be authorized to execute the attached Minnesota Clean Water Partnership Project Implementation Loan Agreement for the above referenced Project on behalf of the Board as Loan Sponsor.

**BE IT FURTHER RESOLVED** by the Mower County Board of Commissioners that the Environmental Services Director be authorized to execute loan disbursement requests for the above referenced project to the Minnesota Pollution Control Agency on behalf of the Board.

Passed and approved this 23<sup>rd</sup> day of November, 2004.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
**Chairperson**

By: \_\_\_\_\_  
**Clerk/Coordinator**

Motion made by Commissioner Ellingson, seconded by Commissioner Hillier to reappoint Myles Bendtsen to the Planning Commission for a final three-year term to commence on January 1, 2005. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Lang to deny the request of Thein Well Company for a refund of the well construction permit application fee dated May 9, 2001. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Tucker to approve the final payment voucher presented by the County Engineer to Midwest Contracting, LLC in the amount of \$10,233.14 for project CP 50-599-094. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to approve the six-month Lease Agreement with Osmundson Bros. for the Adams Shop commencing November 1, 2004. Motion carried.

**Date: November 23, 2004**

**Res. #91-04**

**RESOLUTION**

On motion of Commissioner Hillier, seconded by Commissioner Lang, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held November 23, 2004 at the Courthouse, Austin, Minnesota.

WHEREAS, Minnesota Statute 162.08, subdivision 4(3d), provides that accumulated fund balances in excess of two years of municipal account apportionments may be spent on projects located outside of municipalities under 5000 population when approved solely by resolution of the County Board, and

WHEREAS, Mower County's municipal construction account fund balance has exceed two years of apportionments, and

NOW THEREFORE, BE IT RESOLVED that the Mower County Board of Commissioners request that the Commissioner of the Minnesota Department of Transportation transfer any and all amounts of municipal construction account fund balance in excess of two years of municipal account apportionment's into Mower County's regular construction fund account.

Passed and approved this 23<sup>rd</sup> day of November, 2004.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

**Date: November 23, 2004**

**Res. #92-04**

**RESOLUTION**

On motion of Commissioner Ellingson, seconded by Commissioner Lang, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held November 23, 2004 at the Courthouse, Austin, Minnesota.

BE IT RESOLVED, that pursuant to Minnesota Statute Section 161.36, the Commissioner of the Minnesota Department of Transportation be appointed as Agent of the County of Mower to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, the Chairman and the Coordinator are hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 84145, a copy of which said agreement was before the County Board and which is made a part hereof by reference.

Passed and approved this 23<sup>rd</sup> day of November, 2004.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

Motion made by Commissioner Tucker, seconded by Commissioner Ellingson to approve the minutes of November 2, 2004 and November 9, 2004. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Lang to approve the miscellaneous bill of KKE Architect in the amount of \$2,740.37 for immediate payment. Motion carried.

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

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
403.57	ADAMS DRUG	114.00	ADP SCREENING & SELECTION
229.50	AUDIO VISUAL IMAGES	8225.77	AUSTIN MEDICAL CENTER ATTN
834.83	AUSTIN NEWSPAPERS, INC	283.80	AVAYA COMMUNICATION
6752.67	AVIANDS	356.25	BAUDLER, BAUDLER, MAUS, BLAH
434.60	JESSICA BERKE	539.18	BOB BARKER COMPANY
613.92	BP PRODUCTS NORTH AMERICA, INC	357.25	BUDGET OIL CO
339.00	RUBY CAMPOS	1888.55	CEDAR VALLEY SERVICES, INC
125.00	CREDIT BUREAU	112.50	DANIEL DONNELLY LAW FIRM
196.94	DOUBLE K SPECIALTY, INC.	1799.79	DTI
257.50	EVANS PRINTING AND PUBLISHING,	541.24	FOX ELECTRIC COMPANY, INC
225.00	HARTY MECHANICAL INC	559.13	HEMOCUE INC
138.62	HOLIDAY INN CIVIC CENTER	659.03	J & K WINONA
7815.00	JONES, HAUGH & SMITH, INC.	445.87	K MART
1794.66	KEY MUNICIPAL FINANCE INC	374.67	LANGUAGE LINE SERVICES
255.00	EVAN LARSON	912.16	LASER PRODUCT TECHNOLOGIES
193.25	MARSHALL MEDICAL SYSTEMS & EQU	567.25	MARTIN BROS
1655.81	MAYO FOUNDATION	2723.25	MELCHERT HUBERT SJODIN
18675.00	METRO FIRE	759.47	METRO SALES, INC.
434.70	MIDTOWN AUTO CLINIC	208.00	MIDTOWN CAR WASH
992.59	MIDWEST WIRELESS	241.86	MINNESOTA CONTINUING LEGAL
5419.50	MINNESOTA COUNTIES COMPUTER CO	2106.00	MITCHELL COUNTY HOME HEALTH
297.50	THE MONITOR REVIEW	628.00	MOWER COUNTY SHOPPER
155.00	NATIONAL EMERGENCY NUMBER ASSN	200.00	GARY NYQUIST
200.00	OLYMPIC FIRE PROTECTION CORP	541.29	PERFORMANCE OFFICE PAPERS

**COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA**

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547.50 PLUNKETT & ASSOCIATES INC	1005.60 POST BULLETIN COMPANY
126.74 PRESTO-X-COMPANY INC	480.00 PUBLIC SAFETY EQUIPMENT LLC
120.00 PYRAMID CONCEPTS INC.	477.12 QWEST
400.00 RAMSEY GOLF CLUB INC.	337.05 RS EDEN INC
1181.80 SCHILLING SUPPLY COMPANY	120.00 SHERIFF FARIBAULT COUNTY
360.00 SHERIFF FREEBORN COUNTY	586.67 SHERIFF GOODHUE COUNTY
132.80 SHERIFF HENNEPIN COUNTY	15780.00 SHERIFF MITCHELL COUNTY
750.00 SHERIFF OLMSTED COUNTY	661.26 STAPLES CREDIT PLAN
828.35 STEELE COUNTY DETENTION CENTER	150.00 TARGET STORES
2233.80 TRI-ANIM HEALTH SERVICES INC.	1078.43 UNIFORMS UNLIMITED INC
163.86 MELANIE WALLACE	262.21 WELLS FARGO FINANCIAL LEAS
783.86 WEST GROUP	835.73 WHITEWATER WIRELESS, INC ROC
31 PAYMENTS LESS THAN \$100	1,552.20
GENERAL FUND	\$104,538.45 * TOTAL

ROAD & BRIDGE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
516.53	A-BEST BUILDING MAINTENANCE, I	147.00	AUSTIN MEDICAL CENTER ATTN:
175.00	CEDAR AUTO GLASS CENTER	12070.45	CARGILL INC
532.45	CATCO	413.00	AARON CHRISTIANSON
171.05	CONTINENTAL RESEARCH CORP.	950.00	RON DILLAVOU
124.95	CHAD EASTVOLD	345.37	GREY PRODUCTS CORP.
200.00	BRADLEY HINES	112.78	INTERSTATE BATTERY SYSTEMS
295.76	J & K WINONA	251.46	LAWSON PRODUCTS, INC
444.72	M-R SIGN COMPANY, INC.	450.17	METRO SALES, INC.
246.24	MOTOR SUPPLY COMPANY	135.00	M.J. O'CONNOR, INC.
2269.67	PETROBLEND CORP.	677.78	SHOPKO
1363.00	SOUTH CENTRAL TECH COLLEGE	2834.13	STATE OF MINNESOTA,
1044.88	WERNER ELECTRIC SUPPLY	903.91	ZIEGLER, INC
20 PAYMENTS LESS THAN \$100		844.91	
ROAD & BRIDGE FUND		\$27,520.21	* TOTAL

SOLID WASTE/RECYCLING FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
375.00	WALLACE BUSTAD	25195.70	CEDAR VALLEY SERVICES, INC
1720.61	CENTRAL STATES WIRE PROD	106.50	DOUBLE K SPECIALTY, INC.
2389.25	FOX ELECTRIC COMPANY, INC	259.00	GREENMAN TECHNOLOGIES OF MI
4531.25	IVERSON HAULING	150.00	KVGO INC
180.00	KYBA - FM	17819.70	WASTEQUIP RAYFO INC
4 PAYMENTS LESS THAN \$100		89.25	
SOLID WASTE/RECYCLING FUND		\$52,816.26	* TOTAL

DITCH FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
360.00	BUSTAD DOZING AND EXCAVATING	4853.11	RUBLE EXCAVATING & CONSTRUC
0 PAYMENTS LESS THAN \$100		.00	
DITCH FUND		\$5,213.11	* TOTAL

FAMILY CONNECTIONS

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1296.00	HEARTMAN INSURANCE	226.48	MIDWEST WIRELESS
0 PAYMENTS LESS THAN \$100		.00	
FAMILY CONNECTIONS		\$1,522.48	* TOTAL
****	FINAL TOTAL.....	\$191,610.51	****

Motion by Commissioner Ellington, seconded by Commissioner Lang to re-appoint Richard Peterson as the Mower County Assessor for a four-year term effective January 1, 2005. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Tucker to deny the requests of Myrna Bowie (parcel #05-001-0020) and Gary Braaten (parcel #08-006-0090, #08-021-0030 and #08-007-0071) for a refund of tax penalties. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to terminate the lease agreement with Joann Heimer for the Adams Correctional Services satellite office. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Hillier to approve the agreement with Onvoy and the State of Minnesota to reimburse the company for recurring costs to provide 911 phone service. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Ellingson to adjourn the meeting at 11:24 a.m. until December 2, 2004 at 2:00 p.m. Motion carried.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

**BY:** \_\_\_\_\_  
**Chairperson**

**Attest:**

**By:** \_\_\_\_\_  
**Clerk/Coordinator**

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