

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

February 22, 2005

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session February 22, 2005 at 8:30 a.m. at the Courthouse in Austin, Minnesota.

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

**GENERAL:**

Progress report on approved project to use Long Range funds for the assessment of children with mental health needs by Cedar House.

Commissioner Cummings moved and Commissioner Hillier seconded to rescind its motion of December 14, 2004 approving a contract for IV-D services between the Mower County Attorney, Sheriff, & Court Administrator. Motion carried.

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

- a.     Hecla, Inc. (Elmhurst) – approve agreement for Group Residential Housing Services, effective February 22, 2005 to June 30, 2006.
- b.     Hecla, Inc. (Mapleview) – approve agreement for Group Residential Housing Services, effective February 22, 2005 to June 30, 2006.
- c.     Mower County Attorney & Sheriff – approve contract for IV-D Services, effective January 1, 2005 to December 31, 2006.

Motion carried.

Commissioner Lang moved and Commissioner Cummings seconded to authorize the Chair to sign a letter of appreciation to Genevieve Arndt, retiring foster parent. Motion carried.

**Date: February 22, 2005**

**Res. #14-05**

**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 February 22, 2005 at the Courthouse, Austin, Minnesota.

WHEREAS, Children are often the unwilling victims of family violence, and are especially at risk, during the breakup of adult relationships and the custody disputes that often follow, and,

WHEREAS, the trauma associated with such violence can have a profound effect on children throughout their lives, and can often affect the child's own adult behavior, and,

WHEREAS, The residents of Mower County and its neighbors are in need of a safe place with adequate security for the purpose of facilitating the safe exchange of children for custody visitation purposes,

THEREFORE BE IT RESOLVED that the Mower County Board of Commissioners apply to the Office of Justice to receive Safe Haven Consortium Planning Grant funds to work with other entities in planning for a visitation and child safety center.

BE IT FURTHER RESOLVED that the Chair be designated as the primary contact for the application and be authorized to sign all documents associated with the application.

Passed and approved this 22<sup>nd</sup> day of February, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

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: February 22, 2005**

**Res. #15-05**

**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 February 22, 2005 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 February 1, 2005 through February 28, 2005 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 February 2005 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 February 2005 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 22<sup>nd</sup> day of February, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

**Date: February 22, 2005**

**Res. #16-05**

**RESOLUTION**

On motion of Commissioner Cummings, seconded by Commissioner Hillier, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held February 22, 2005 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 February 1, 2005 through February 28, 2005 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments authorized by Director Actions and issued during the month of February 2005 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 February 2005 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 February 2005 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 22<sup>nd</sup> day of February, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

Motion made by Commissioner Hillier, seconded by Commissioner Lang to approve the minutes of February 8, 2005. Motion carried.

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

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1443.09	ADAMS DRUG	2661.75	ADAMS, RIZZI AND SWEEN
111.87	MARK ANDERSON	139.44	SANDY ANDERSON
200.81	KAREN ANTHONISEN	114.13	ARROW PRINTING
100.00	ASSOC. OF MN EMERGENCY MGRS	1626.49	AUSTIN MEDICAL CENTER ATTN:
605.00	AUSTIN NEWSPAPERS, INC	213.84	CEDAR AUTO GLASS CENTER
205.50	AVAYA COMMUNICATION	6973.44	AVIANDS
162.08	JANE BAU	955.68	BP PRODUCTS NORTH AMERICA,
277.50	BUDGET OIL CO	213.00	RUBY CAMPOS
1961.46	CEDAR VALLEY SERVICES, INC	300.00	CITY OF BEMIDJI
2117.42	DELL MARKETING L.P.	118.55	DOUBLE K SPECIALTY, INC.
114.00	EVANS PRINTING AND PUBLISHING,	475.05	FOX ELECTRIC COMPANY, INC
195.00	CAREER FRED PRYOR SEMINARS	236.25	GARDEN & ASSOCIATES, INC
100.00	GOLDEN AGE CENTER	231.43	HARTY MECHANICAL, INC.
214.60	HAZELDON	122.43	GEORGETTE HINKEL
196.06	TESSA INGERSOLL	334.04	J & K WINONA
394.26	JAKOBSON DRUG & HALLMARK SHOP	9495.00	JONES, HAUGH & SMITH, INC.
246.34	AARON JUDD	195.20	K MART
1794.66	KEY MUNICIPAL FINANCE INC	103.76	MEGHAN LAMP
306.67	LASER PRODUCT TECHNOLOGIES INC	111.83	THE LIGHTING CONNECTION
210.00	ROSEMARY LINDERMAN	330.00	MAAO
2886.20	MELCHERT HUBERT SJODIN	1120.21	METRO FURNITURE SOLUTIONS
752.32	MIDWEST WIRELESS	102.54	MINNESOTA ELEVATOR, INC
102.46	NORTH COUNTY BUSINESS PRODUCTS	125.00	M.J. O'CONNOR, INC.
122.43	RICHARD PACHOLL	2653.27	PARAGON PRINTING & MAILING
250.00	PARENTING RESOURCE CENTER, INC	158.69	PRESTO-X-COMPANY INC
120.00	PYRAMID CONCEPTS INC.	254.21	QWEST
2864.53	SCHILLING SUPPLY COMPANY	405.00	SHERIFF FREEBORN COUNTY
15930.00	SHERIFF MITCHELL COUNTY	311.76	SMYTH COMPANIES, INC
1804.25	TINY'S BODY SHOP	945.58	WASTE MANAGEMENT OF SO MINN
350.72	WELLS FARGO FINANCIAL LEASING	362.12	WEST GROUP
3997.29	WHITEWATER WIRELESS, INC ROCHES	131.10	DALE WICKS
	35 PAYMENTS LESS THAN \$100	1,624.96	
GENERAL FUND		\$73,282.27	* TOTAL

ROAD & BRIDGE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
894.60	ABOVE ALL CLEANING, INC	116.49	AUSTIN BUILDERS SUPPLY, INC
413.48	C S S	8132.99	CARGILL INC
592.99	CONTINENTAL RESEARCH CORP.	505.02	CRAGUN'S
364.00	DEXTER LP, INC	339.18	FERRELLGAS-AUSTIN
170.40	HARTY MECHANICAL, INC.	202.95	INTERSTATE MOTOR TRUCKS,
255.96	J & K WINONA	212.99	JOHNSONS AUTO ELECTRIC
1950.00	JONES, HAUGH & SMITH, INC.	120.55	K & K FABRICATION, INC
389.21	KESTNER ELECTRIC, INC.	167.99	LEEF BROS., INC.
369.80	LIGHT AND SIREN	132.24	LOCATORS & SUPPLIES, INC
140.93	M-R SIGN COMPANY, INC.	354.43	NAPA AUTO PARTS
1051.28	OSMUNDSON BROS. CONTRACTORS, I	2431.87	PETROBLEND CORP.
147.83	PROLINE DIST., INC	154.41	CJ RAPIEN
424.20	REED CONSTRUCTION INFORMATION	721.50	ROCHESTER PETROLEUM EQUIPM
500.36	RONCO ENGINEERING SALES, INC.	175.19	STATE OF MINNESOTA,
383.00	STROUP DISTRIBUTING, INC.	227.12	DAVE SYVERSON FORD
	13 PAYMENTS LESS THAN \$100	748.39	
ROAD & BRIDGE FUND		\$22,791.35	* TOTAL

MOWER COUNTY TRANSIT-PUBLIC TRANSP.

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
6880.46	CITY OF AUSTIN		
	0 PAYMENTS LESS THAN \$100	.00	
MOWER COUNTY TRANSIT-PUBLIC TRANSP.		\$6,880.46	* TOTAL

**COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA**

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SOLID WASTE/RECYCLING FUND		AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
		750.00	WALLACE BUSTAD	581.54	EXCEL MFG INC
		234.00	KAUS RADIO	537.20	WASTE MANAGEMENT OF SO MINN
			6 PAYMENTS LESS THAN \$100	189.34	
SOLID WASTE/RECYCLING FUND				\$2,292.08	* TOTAL
BUILDING FUND		AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
		48764.74	LINDSTROM CLEANING & CONSTRUCT		
			0 PAYMENTS LESS THAN \$100	.00	
BUILDING FUND				\$48,764.74	* TOTAL
DITCH FUND		AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
		1386.00	RINKE-NOONAN		
			0 PAYMENTS LESS THAN \$100	.00	
DITCH FUND				\$1,386.00	* TOTAL
STATE & AGENCY COLLECTION FUND		AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
			1 PAYMENTS LESS THAN \$100	15.00	
STATE & AGENCY COLLECTION FUND				\$15.00	* TOTAL
FAMILY CONNECTIONS		AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
		244.09	MIDWEST WIRELESS		
			1 PAYMENTS LESS THAN \$100	11.96	
FAMILY CONNECTIONS				\$256.05	* TOTAL
****	FINAL TOTAL.....			\$155,667.95	****

Motion carried.

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

KKE Architects	\$3849.20
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Motion carried.

Motion made by Commissioner Cummings, seconded by Commissioner Ellingson to approve the request of an employee dated 2-16-05 to receive up to 6 weeks of time from the medical leave bank pending a doctor's statement stating the employee is unable to work and subject to review of the medical leave bank policy for limitations, if any.

Motion carried.

**Date: February 22, 2005**

**Res. #17-05**

**RESOLUTION**

On motion of Commissioner Cummings, seconded by Commissioner Ellingson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held February 22, 2005 at the Courthouse, Austin, Minnesota.

BE IT RESOLVED, that pursuant to Section 169.87, Seasonal Load Restrictions and 163.02, Subdivision 3, Load Restrictions, the following described County State Aid Highways and County Roads within Mower County, Minnesota, are hereby restricted to a

maximum axle load as noted below, that the County Highway Engineer is hereby authorized to impose weight and load restrictions on any highway under County Jurisdiction during the calendar year of 2005 and the County Engineer be hereby authorized to erect proper signs plainly indicating the prohibition or restriction at each end of these described roads. All restrictions shall become effective when appropriate signs are erected.

Six Tons Per Axle

- C.S.A.H. No. 5 - From T.H. 218 to C.S.A.H. No. 7
- C.S.A.H. No. 6 - From C.S.A.H. No. 19 to C.S.A.H. No. 9 south
- C.S.A.H. No. 9 - Iowa State Line to C.S.A.H. No. 6
- C.S.A.H. No. 10 - From C.S.A.H. No. 1 north to County Line
- C.S.A.H. No. 11 - From T.H. No. 56 to East County Line
- C.S.A.H. No. 18 - From C.S.A.H. No. 7 to Iowa State Line
- C.S.A.H. No. 19 - From Rose Creek to C.S.A.H. No. 46
- C.S.A.H. No. 19 - From C.S.A.H. No. 6 to C.S.A.H. No. 5
- C.S.A.H. No. 20 - From C.S.A.H. No. 7 to 1 ½ miles west
- C.S.A.H. No. 22 - From T.H. 218 to C.S.A.H. No. 19
- County Road No. 58 - From Co. Rd. 58 to T.H. 56
- County Road No. 61 - Austin north to C.S.A.H. No. 2

Seven Tons Per Axle

- C.S.A.H. No. 1 & 15 - C.S.A.H. No. 20 to C.S.A.H. No. 8
- C.S.A.H. No. 3 - From T.H. 56 to C.S.A.H. No. 8
- C.S.A.H. No. 4 - From West County Line to C.S.A.H. No. 29
- C.S.A.H. No. 6 - From C.S.A.H. No. 9 South to T.H. 56
- C.S.A.H. No. 8 - From C.S.A.H. No. 15 to Olmsted County Line
- C.S.A.H. No. 13 - Interstate 90 to C.S.A.H. No. 7
- C.S.A.H. No. 20 - From North County Line to C.S.A.H. No. 46
- C.S.A.H. No. 26 - From West County Line to T.H. 218
- C.S.A.H. No. 27 - From West County Line to 1,595 ft. west of T.H. 218
- C.S.A.H. No. 28 - From West County Line to T.H. 218
- County Road No. 57 - From C.S.A.H. No. 16 to C.S.A.H. No. 20

Nine Tons Per Axle

- C.S.A.H. No. 1 - From C.S.A.H. No. 36 to C.S.A.H. No. 20
- C.S.A.H. No. 1 & 10 - From C.S.A.H. No. 2 to C.S.A.H. No. 15
- C.S.A.H. No. 2 - From T.H. 218 to C.S.A.H. No. 25
- C.S.A.H. No. 2 - From C.S.A.H. No. 16 to T.H. 56
- C.S.A.H. No. 2 - From C.S.A.H. No. 20 to East County Line
- C.S.A.H. No. 3 - From T.H. 218 to T.H. 56
- C.S.A.H. No. 4 - From C.S.A.H. No. 29 to C.S.A.H. No. 7
- C.S.A.H. No. 5 - From West County Line to T.H. 218
- C.S.A.H. No. 5 - From C.S.A.H. No. 7 to T.H. 56
- C.S.A.H. No. 6 - From West County Line to C.S.A.H. No. 19
- C.S.A.H. No. 7 - From Iowa State Line to C.S.A.H. No. 2 west
- C.S.A.H. No. 8 - From T.H. 16 to C.S.A.H. No. 2

- C.S.A.H. No. 16 - From Austin City Limits to C.S.A.H. No. 25
- C.S.A.H. No. 19 - From C.S.A.H. No. 46 to C.S.A.H. No. 2
- C.S.A.H. No. 19 - From C.S.A.H. No. 5 to T.H. 56 at Rose Creek
- C.S.A.H. No. 20 - From Interstate 90 to C.S.A.H. No. 3
- C.S.A.H. No. 21 - From C.S.A.H. No. 28 to T.H. 105
- C.S.A.H. No. 25 - From C.S.A.H. No. 2 to C.S.A.H. No. 1
- C.S.A.H. No. 27 - From 1,595 ft. west of T.H. 218 to C.S.A.H. No. 45
- C.S.A.H. No. 29 - From C.S.A.H. No. 4 to Austin City Limits
- C.S.A.H. No. 45 South - From T.H. 218 to Austin City Limits
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- C.S.A.H. No. 46 East - From 28 St. N.E. exit to C.S.A.H. No. 20
- C.S.A.H. No. 46 West - From Freeborn County Line to I-90
- County Road No. 51 - From C.S.A.H. No. 21 to T.H. 105
- County Road No. 52 - From C.S.A.H. No. 4 to T.H. 56
- County Road No. 58 - From Interstate 90 to C.S.A.H. No. 3
- County Road No. 59 - From West end to C.S.A.H. No. 13
- County Road No. 60 - From C.S.A.H. No. 20 east

Ten Tons Per Axle

C.S.A.H. No. 14 – From T.H. 56 to T.H. 16

Five Tons Per Axle

All other County State Aid Highways and County Roads of Mower County, Minnesota, not covered by the foregoing 6, 7, 9 & 10 ton per axle restrictions.

Passed and approved this 22<sup>nd</sup> day of February, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

Bruce Underdahl, Mower County's Minnesota Counties' Insurance Trust account executive, presented the Mower County Member Report and presented Mower County with a plaque in recognition of its commitment and loyalty.

Motion by Commissioner Cummings, seconded by Commissioner Hillier to deny the Application for Abatement of Penalties and Interest of Jin-Sheng Huang & LanLan in regard to parcel identification number 34-790-0310 for taxes payable in 2004. The basis for denial is consistency with current policy and practice. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Hillier to approve the request of the County Attorney authorizing the County Attorney to attend a meeting in San Francisco, CA regarding prosecuting homicide cases. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ellingson to authorize personnel to fill the vacancy created by the resignation of the Office Support Specialist Sr. in the office of Veteran Services/Emergency Management pursuant to union contract. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Cummings to approve the settlement reached in the Austin Leased Housing Associates vs. County of Mower tax court case (Mandolin Place Apartments) which reduces the valuation for the payable tax years of 2004 and 2005 from \$2,660,800 to \$2,466,200. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Cummings to authorize the purchase in the highway department of a 2005 CAT D4GLGP dozer in the amount of \$95,139.65, a new tandem truck in the amount of \$100,921.01 and a second new tandem truck in the amount of \$103,932.13. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Cummings to reclassify \$46,052.05 of accounts receivable as uncollectible and to authorize the Finance Director to continue reasonable collection efforts. Detail of said reclassified accounts is on file in the office of the Finance Director. Motion carried.

Tim Reisnour, architect from Zenk, Read, Trygstad & Associates, Inc., presented the Board with a proposed blueprint of the transit building construction/remodel and summarized the project.

Motion made by Commissioner Cummings, seconded by Commissioner Ellingson to approve the transit building construction/remodel design and to set the project letting date to April 6, 2005 at 2:00 p.m. at the office of the County Coordinator and awarded at the following County Board of Commissioner's meeting. Motion carried.

Motion by Commissioner Hillier, seconded by Commissioner Ellingson to adjourn the meeting at 11:26 a.m. until March 1, 2005 at 1:00 p.m. Motion carried.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

**Attest:**

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

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