

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

June 28, 2005

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session June 28, 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:**

Staff presented the Commissioners with information on child support costs and incentives, a proposal from UCare to purchase services and the impact of the State government shutdown. No action was taken on these issues.

Commissioner Cummings moved and Commissioner Lang seconded to approve changing the fee policy for Rule 25 Assessments effective June 24, 2005. Motion carried.

Commissioner Hillier moved and Commissioner Cummings 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: June 28, 2005**

**Res. #45-05**

**RESOLUTION**

On motion of Commissioner Ellingson, seconded by Commissioner Hillier, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 28, 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 May 1, 2005 through May 31, 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 May 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 May 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 28<sup>th</sup> day of June, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

**Date: June 28, 2005**

**Res. #46-05**

**RESOLUTION**

On motion of Commissioner Ellingson, seconded by Commissioner Cummings, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 28, 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 May 1, 2005 through May 31, 2005 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments authorized by Director Actions and issued during the month of May 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 May 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 May 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 28<sup>th</sup> day of June, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

Motion made by Commissioner Ellingson, seconded by Commissioner Cummings to declare 61 pieces of office partitions as surplus property and donate them to Riverland Community College. A detailed list is on file at the office of the County Coordinator. Motion carried.

It was noted that the Solid Waste Committee is planning an October 1<sup>st</sup> open house to mark the 15<sup>th</sup> anniversary of recycling.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

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Commissioner Cummings noted that a land fill in his district is preparing to renew its application/license and has been having meetings to address concerns of the neighboring property owners regarding watershed to Joint Ditch #26. Commissioner Cummings suggests a committee be formed to research the matter and then report to the Joint Ditch #26 Board.

Mr. Bob Clark appeared before the board regarding his assessment on Joint Ditch #26. He stated that run off from his property goes to a holding pond and does not flow into Joint Ditch #26. A discussion regarding this issue took place. Commissioner Cummings stated that this matter will be reviewed by the same committee for the land fill issue and it will be brought to the next Joint Ditch Board #26 meeting.

Motion made by Commissioner Ellingson, seconded by Commissioner Lang to approve the minutes of June 14, 2005. Motion carried.

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

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
615.95	ADAMS DRUG	250.00	ADVANCED SYSTEMS CONCEPTS
524.76	ARROWWOOD RESORT & CONFERENCE	176.00	AUSTIN DRUG, INC
519.73	AUSTIN FORD LINCOLN-MERCURY	497.44	AUSTIN MEDICAL CENTER ATTN:
122.00	AUSTIN NEWSPAPERS, INC	117.63	AUSTIN POLICE DEPARTMENT
2180.40	BLACK BOX NETWORK SERVICES	1002.15	BP PRODUCTS NORTH AMERICA,
114.40	BUNDY AUTO PARTS	309.00	RUBY CAMPOS
1451.74	CARDINAL HEALTH	1332.31	CDW GOVERNMENT, INC.
1948.47	CEDAR VALLEY SERVICES, INC	339.81	CITY OF AUSTIN
642.12	CRAGUN'S	3032.05	DELL MARKETING L.P.
463.95	DANIEL DONNELLY LAW FIRM	2735.84	DTI
424.80	FIRESTONE TIRE & SERVICE CENTE	159.00	FOLDTEX
206.50	FOX ELECTRIC COMPANY, INC	510.00	GOVERNMENT TRAINING SERVICE
233.03	HACH COMPANY	384.85	HARTY MECHANICAL, INC.
298.20	HASLER MAILING SYSTEMS	357.84	HEMOCUE INC
245.87	IKON OFFICE SOLUTIONS	1663.89	INTERTECHNOLOGIES GROUP-AD
340.28	J & K WINONA	384.00	KAUS RADIO
110.77	KEN KROUPA	184.27	LANGUAGE LINE SERVICES
540.92	LASER PRODUCT TECHNOLOGIES INC	210.00	ROSEMARY LINDERMAN
287.00	M.LEE SMITH PUBLISHERS LLC	221.16	MCKESSON GENERAL MEDICAL CO
429.50	MELCHERT HUBERT SJODIN	1014.44	MIDWEST WIRELESS
1974.00	MINNESOTA COUNTIES COMPUTER CO	432.50	MITCHELL COUNTY REGIONAL HE
237.00	MOWER COUNTY SHOPPER	170.00	NYSTROM SIGNS
234.04	ELLEN PETERSEN	330.20	PLUNKETT & ASSOCIATES INC
37486.50	POLICE CENTRAL INC	192.29	QWEST
189.00	RS EDEN INC	534.62	RUTTIGERS BAY LAKE LODGE
369.64	SCHILLING SUPPLY COMPANY	120.00	SHERIFF FILLMORE COUNTY
120.00	SHERIFF GOODHUE COUNTY	523.45	SMYTH COMPANIES, INC
675.00	PAUL SPYHALSKI	390.30	STAPLES CREDIT PLAN
500.00	STATE OF MINNESOTA-CPV PROGRAM	465.99	DON STREICHER GUNS
932.00	UHL COMPANY INC	580.00	ULTRAMAX
1495.89	UNIFORMS UNLIMITED INC	4244.50	UNIV OF MINN EXTENSION
224.58	WASTE MANAGEMENT OF SO MINNESO	246.21	WELLS FARGO FINANCIAL LEAS
3739.10	WEST GROUP	1104.00	ZIX CORP
	31 PAYMENTS LESS THAN \$100		1,746.66
GENERAL FUND			\$85,839.54 * TOTAL

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

ROAD & BRIDGE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
894.60	ABOVE ALL CLEANING, INC	313.05	AUTO VALUE AUSTIN
103.21	BARNES GROUP, INC	262.04	ETTERMAN ENTERPRISES
429.01	HANSON TIRE OF AUSTIN INC	126.89	J & K WINONA
746.29	JAMAR TECHNOLOGIES, INC.	161.57	LEEF BROS., INC.
489.74	M-R SIGN COMPANY, INC.	3169.30	OSMUNDSON BROS. CONTRACTORS
338.60	PETROBLEND CORP.	1805.41	R & M STEEL
143.76	CJ RAPIEN	631.44	SCHAEFFER MFG CO.
1102.14	SMYTH COMPANIES, INC	8252.52	UAP TIMBERLAND, LLC
	20 PAYMENTS LESS THAN \$100	908.97	
	ROAD & BRIDGE FUND	\$19,878.54	* TOTAL

SOLID WASTE/RECYCLING FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
5222.10	IVERSON HAULING	55.15	
	2 PAYMENTS LESS THAN \$100	\$5,277.25	* TOTAL

BUILDING FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
3070.12	MOWER COUNTY AGRIC SOCIETY	75000.00	MOWER COUNTY HOUSING & RE
	0 PAYMENTS LESS THAN \$100	.00	
	BUILDING FUND	\$78,070.12	* TOTAL

DITCH FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
6732.35	JONES, HAUGH & SMITH, INC.	3602.00	RUBLE EXCAVATING & CONSTRUC
	0 PAYMENTS LESS THAN \$100	.00	
	DITCH FUND	\$10,334.35	* TOTAL

FAMILY CONNECTIONS

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
240.00	AUSTIN MEDICAL CENTER ATTN:CAS	408.00	ANDREA FORTE
223.67	MIDWEST WIRELESS	.00	
	0 PAYMENTS LESS THAN \$100	\$871.67	* TOTAL
****	FINAL TOTAL.....	\$200,271.47	****

Motion carried.

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

KKE Architects \$ 1,247.69

Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Lang to approve the On Sale Non-Intoxicating Liquor License (3.2 beer licenses) effective July 1, 2005 through June 30, 2006 for Ramsey Golf Club; the On/Off Sale Non Intoxicating Liquor Licenses (3.2 beer license) effective July 1, 2005 through June 30, 2006 for Cedar River Country Club and for Deer Creek Speedway & Campground. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Ellingson to approve the liquor license application of Dave Forman effective July 1, 2005 through June 30, 2006 including Sundays for the Old Mill Restaurant. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Lang to approve the following tobacco license applications:

Windmill Travel Center in Dexter, MN;  
RaceWay Amoco in Racine, MN; and  
Lake Geo Travel Plaza in Dexter, MN  
effective July 1, 2005 through June 30, 2006. Motion carried.

**Date: June 28, 2005**

**Res. #47-05**

**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 June 28, 2005 at the Courthouse, Austin, Minnesota.

**BE IT RESOLVED** that Donna Welsh, Mower County Finance Director, is hereby authorized to sell, assign and endorse for transfer, certificates representing stocks, bonds or other securities now registered or hereafter registered in the name of this Governmental Entity.

Passed and approved this 28<sup>th</sup> day of June, 2005.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

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

Motion made by Commissioner Hillier, seconded by Commissioner Lang to authorize the County Coordinator to sign the Wells Fargo Certificate of Authority certifying that Donna Welsh, Finance Director, has the authority to perform investment functions for Mower County. Motion carried.

Motion made by Commissioner Ellingson, seconded by Commissioner Lang to approve the Interlocal Agreement between the City of Austin and the County of Mower for the 2005 Byrne Justice Assistance Grant (JAG) Program Award. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ellingson to designate the Finance Committee as the Board's representative in regard to the request of the County Auditor regarding the formation of a local equipment working group committee. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Hillier to approve the Application for Abatement of Penalties and Interest of David Voigt in regard to parcel identification number 10.004.0060 & 10.004.0070 for taxes payable in 2005. The Commissioners voted as follows: Garry Ellingson nay, David Hillier aye, Richard P. Cummings nay, Richard Lang aye, Ray Tucker nay. Motion failed 3-2.

The County Coordinator reported to the board that the jail had passed its annual inspection with a couple of areas of concern and the jail was approved for 45 beds with an operational bed count of 36 beds with a 5 bed variance. The difference in bed counts was due to inmate separation requirements.

Motion by Commissioner Lang, seconded by Commissioner Ellingson to approve the annual renewal of the following Solid Waste Management Facility Permits, effective July 1, 2005 – June 30, 2006:

SKB (Austin) Environmental, LLC VEIT Demolition Debris Facility – Austin, LLC;

Hillier Composting; and  
Waste Management

pending the appropriate signatures on the VEIT Demolition Debris Facility's renewal application. Motion carried. Commissioner Hillier abstained from voting.

The County Coordinator, Craig Oscarson, reported to the Board regarding the Ten Commandment Ruling and that he had visited with the County Attorney's office regarding the effect of the ruling on Mower County. At present it appeared that Mower County would be similar to the Texas case due to the fact that the Mower County monolith is outside and is listed among its other monuments.

Motion made by Commissioner Hillier, seconded by Commissioner Ellingson to approve the final payment vouchers presented by the County Engineer as follows:

CP 50-04-01	Osmundson Brothers Contractors, Inc.	\$ 120.02
CP 50-04-02	Koch, Inc.	93.56
CP 50-04-04	L.R. Falk Construction	8,428.07

Motion carried.

Motion made by Commissioner Cummings, seconded by Commissioner Lang to authorize the Chair and Engineer to sign the Plat for CSAH #2 Project numbered SAP 50-602-023. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Cummings to accept the grant fund for the realignment of two tangent intersections on CSAH 4 west of Rose Creek and authorize the highway department to proceed with the project. Motion carried.

Bob Rosel thanked the board and the highway department for taking care of these intersections. His family had suffered a tragic loss at one of these intersections several years ago and he is glad something is being done to improve these intersections.

Motion by Commissioner Cummings, seconded by Commissioner Hillier to adjourn the meeting at 11:05 p.m. until July 5, 2005 at 1:00 p.m. Motion carried.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

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

**Attest:**

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

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