

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

January 3, 2006

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session January 3, 2006 at 1:00 p.m. at the Courthouse in Austin, Minnesota.

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

Craig Oscarson, Clerk of the County Board, took nominations for Chairperson for 2006.

Motion by Commissioner Ellingson, seconded by Commissioner Lang to nominate David Hillier as 2006 Chairperson. Motion carried.

The Clerk asked for further nominations and hearing none, Commissioner Cummings moved to cease nominations and cast a unanimous ballot for Commissioner Hillier. Motion carried 5 to 0.

The Chair took nominations for Vice-Chairperson.

Motion by Commissioner Cummings, seconded by Commissioner Ellingson to nominate Dick Lang as 2006 Vice-Chairperson. Motion carried.

The Chair asked for further nominations and hearing none, Commissioner Tucker moved to cease nominations and cast a unanimous ballot for Commissioner Lang. Motion carried 5 to 0.

The Chair made the following 2006 Committee appointments:

Committee	<u>Commissioner(s)</u>
SEMCAC	Ellingson/Lang
Finance & Purchasing	Cummings/Lang
Personnel	Tucker/Hillier
Buildings & Grounds	Cummings/Ellingson
Solid Waste	Ellingson/Hillier
Planning	Tucker/Lang (alternate)
County Extension	Hillier/Lang

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

Court System	Cummings/Lang
Airport & Zoning	Tucker/Hillier
Law Library	Lang
Water Quality Joint Powers Board	Cummings/Hillier
Interstate Trail Committee	Tucker/Hillier
Community Health Services	Ellingson/Cummings (alternate)
EMS Joint Powers Board	Tucker
Human Services AMC Board	Ellingson/Cummings (alternate)
JT. PA Board (PIC)	Tucker
RC & D	Cummings
Austin Development Corporation	Hillier
County Board of Health	All Commissioners
Road & Bridge Committee	All Commissioners
LEC Advisory Committee	Ellingson/Lang
District 9 Juvenile Detention	Ellingson
Ordinance Committee	Cummings/Tucker
Family Connections	Cummings/Lang
Regional Housing	Hillier/Tucker
SEMREX Joint Powers Board	Cummings
Austin Library Board (no vote)	Ellingson
SCHSAC	Cummings/Tucker (alternate)
City/County Joint Issues (monthly meeting)	Ellingson/Hillier
Jail	All Commissioners
Transit Board (AMCAT)	Lang/Ellingson

Lori Reed, Dispatcher, was recognized as Employee of the Month for January 2006.

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

Association of Minnesota Counties (2006 dues)	\$12,276.00
Association of Minnesota Counties (LPHA dues)	1,193.00
Association of Minnesota Counties (MACSSA dues)	878.00
National Association of Counties (2006 dues)	799.00

Motion carried.

Date: January 3, 2006

Res. #01-06

RESOLUTION

On motion of Lang, seconded by Ellingson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 3, 2006 at the Courthouse, Austin, Minnesota.

BE IT RESOLVED, that the County Auditor be authorized to make the following expenditures from the County General Revenue Funds. Payment in full to be made for all appropriations under \$5,000.00. All appropriations over \$5,000.00 to be disbursed quarterly.

CATEGORY:
HUMAN SERVICES

SEMCAC	\$1,000.00
Lyle Senior Citizens.....	\$600.00
LeRoy Senior Citizens	\$600.00
Grand Meadow Senior Citizens	\$600.00
Brownsdale Seniors	\$600.00
Sargeant Seniors.....	\$600.00
Mower County Senior Citizens.....	\$10,000.00
Mower County Senior Citizens -- Chore	\$35,000.00

ENVIRONMENT & HOUSING

Mower County Soil & Water.....	\$137,537.00
Agricultural Society	\$21,005.00
Historical Society.....	\$31,024.00
SEMN Water Resource Board.....	\$3,200.00

ECONOMIC DEVELOPMENT

Development Corp. of Austin.....	\$23,400.00
Development Corp. of Grand Meadow.....	\$3,000.00
Development Corp. of LeRoy.....	\$3,000.00
Development Corp. of Lyle	\$600.00
Development Corp. of Adams	\$1,200.00
Development Corp. of Brownsdale.....	\$600.00
SEMN Initiative Fund.....	\$1,000.00

CULTURE & RECREATION

Southern Minnesota Tourism.....	\$1,000.00
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Passed and approved this 3rd day of January, 2006.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Tucker, seconded by Commissioner Cummings to allocate \$24,398.00 for minor repairs to the Mower County Agricultural Society, Historical Society and 4H in two equal installments in January and July subject to approval of the responsibilities agreement between all entities in regard to the Fairgrounds property. Motion carried.

Date: January 3, 2006

Res. #02-06

RESOLUTION

On motion of Commissioner Tucker, seconded by Commissioner Lang, the following Resolution was unanimously passed and adopted at a meeting held January 3, 2006 at the Courthouse in Austin, Minnesota.

BE IT RESOLVED, by the Board of County Commissioners of Mower County, Minnesota to appoint the following persons as Mower County Delegates to the Association of Minnesota Counties for 2006: Commissioner David Hillier, Commissioner Ray Tucker, Commissioner Richard Cummings, Commissioner Dick Lang, Commissioner Garry Ellingson and County Coordinator Craig Oscarson. There are two vacancies for AMC Delegates, which will be filled at a later date.

Passed and approved this 3rd day of January, 2006.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Lang, seconded by Commissioner Ellingson, the following fees were set for 2006 liquor license fees:

- | | | |
|----|-------------------|------------|
| 1. | On Sale | \$2,160.00 |
| 2. | Sunday On Sale | 240.00 |
| 3. | Wine | 240.00 |
| 4. | Bottle Club (C&D) | 240.00 |
| 5. | Beer On Sale | 72.00 |

Motion carried.

Date: January 3, 2006

Res. #03-06

RESOLUTION

On motion of Commissioner Cummings, seconded by Commissioner Lang, the

following Resolution was unanimously passed and adopted by the Mower County Board of Commissioners January 3, 2006 at a meeting at the Courthouse, Austin, Minnesota.

BE IT RESOLVED That the County Auditor be allowed to pay various incidental expenses including: utilities, telephone, juror and witness fees approved by the Court, request by a Judge for immediate payment, postage, license fees, jail food contract payments, payments for travel advances, costs associated with travel and conferences when pre-payment is required, credit card payments when necessary to avoid late penalties and charges, payments from the Canteen Fund not to exceed \$2,000 and only from the capital outlay line item, except in cases where the Auditor considers the sum to be excessive, in which case he shall file the bill for action by the County Board at its regular monthly meeting. All claims for reimbursement must be submitted to the County Auditor within 6 months of occurrence in order to qualify for payment.

BE IT FURTHER RESOLVED, that the County Auditor be allowed to pay partial contract payments provided a signed legal contract is on file, the County Engineer has approved the payment for work completed and that the payment is not a final payment on a contract.

Passed and approved this 3rd day of January, 2006.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Ellingson, seconded by Commissioner Cummings to set the dangerous dog certificate fee for 2006 at \$150.00 per certificate. Motion carried.

Motion by Commissioner Cummings, seconded by Commissioner Tucker to set the 2006 fireworks display permit fee at \$50.00. Motion carried.

Date: January 3, 2006

Res. #04-06

RESOLUTION

On motion of Commissioner Lang, seconded by Commissioner Ellingson, the following Resolution was unanimously passed and adopted at a meeting held January 3, 2006 at the Courthouse in Austin, Minnesota.

BE IT RESOLVED; That Gene Muchow be re-appointed as Mower County Health Officer for the year 2006;

BE IT FURTHER RESOLVED: that the medical officer shall receive \$1,300.00 per year plus expenses upon receipt of an itemized and verified bill for said expenses.

Passed and approved this 3rd day of January, 2006.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

The Board received the following quotes for 2006 legal newspaper:

Austin Daily Herald	\$3.35 per column inch
LeRoy Independent	\$2.65 per column inch

Motion by Commissioner Tucker, seconded by Commissioner Lang to table the award for the 2006 legal newspaper to January 10, 2006 and refer to the Finance Committee. Motion carried.

Motion by Commissioner Cummings, seconded by Commissioner Lang to set the 2006 mileage reimbursement rate at thirty two cents (\$0.32) per mile. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Ellingson to set the 2006 burning permit fee at \$15.00. Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Lang to adopt the following fees for the Environmental Services Department, effective January 1, 2006:

PLANNING PERMITS:

Conditional Use Permit Application – PLUS	\$500.00
Filing Fee	\$46.00
Variance Application – PLUS	500.00
Filing Fee	\$46.00
Rezoning Application – PLUS	500.00
Filing Fee	\$46.00
Change of Non-Conforming Use - PLUS	\$500.00
Filing Fee	\$46.00
Platting	500.00
Zoning Permit	30.00

DRINKING WATER ANALYSIS:

Nitrate & Bacteria	\$42.00
Total Coliform	21.00
Nitrate-Nitrogen	21.00
Retest water	21.00
Out-of-County Water Test	53.00
County Water Test with collection	105.00
Fluoride Analyses	16.00

WASTE WATER ANALYSIS:

BOD	\$47.00
TSS	\$16.00
Fecal Coliform	\$21.00

ENVIRONMENTAL HEALTH PERMITS:

Permit to Construct Sewage Treatment System	\$500.00
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Feedlots

Yearly Fee (under 299 animal units)	\$ 42.00
Year Fee (over 300 animal units)	\$130.00

New Feedlot Fees

10 – 99 animal units	\$ 26.00
100 – 299 animal units	\$ 105.00
300 – 499 animal units	\$ 210.00
500 – 699 animal units	\$ 525.00
700 - 999 animal units	\$ 735.00
1,000 – 3,000 animal units	\$1,050.00

Tire Fees

13' – 15' Tire	\$ 2.00
16' – 18' Tire	\$ 4.00
19' – 21' Tire	\$ 7.00
Small Tractor Tire	\$15.00
Large Tractor Tire	\$30.00
Off-Road Tire	\$40.00

Motion carried.

Motion by Commissioner Tucker, seconded by Commissioner Lang to appoint Commissioner Hillier and Commissioner Ellingson (alternate) to the ad hoc Flood Committee. Motion carried.

Motion by Commissioner Tucker, seconded by Commissioner Ellingson to reappoint Jane Thome to the Board of Adjustment for a second three year term effective January 1, 2006 through December 31, 2008. Motion carried.

Motion by Commissioner Cummings, seconded by Commissioner Ellingson to appoint Harlan Peck to the Planning Commission for an initial three year term effective January 1, 2006 through December 31, 2008. Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Tucker to appoint Duane Hanson to the Board of Adjustment for an initial three year term effective January 1, 2006 through December 31, 2008. Motion carried.

Motion by Commissioner Tucker, seconded by Commissioner Lang to reappoint Loren Baldus as youth representative on the Extension Committee for a one year term and to appoint Katie Subra as youth representative on the Extension Committee for a two year term. Both appointments are effective January 1, 2006. Motion carried.

Motion by Commissioner Tucker, seconded by Commissioner Lang to appoint Gayle Subra and Troy Nelson to the Extension Committee for three year terms effective January 1, 2006. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Tucker to set the 2006 tobacco license fee at \$75.00. Motion carried.

Motion by Commissioner Tucker, seconded by Commissioner Ellingson to approve an amendment to a grant agreement with the Minnesota Department of Corrections to reduce the amount of restorative justice funding and to amend the 2006 Correctional Services budget to reflect the reduction. The Chair and Director of Corrections are authorized to sign the grant amendment Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Lang to approve the minutes of December 13, 2005. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Tucker to amend the public hearing date in regard to a proposed ethanol facility by Absolute Energy to January 20, 2006 at 1:00 p.m. Motion carried.

Mary Stuhr met with the Board in regard to concerns relating to the handling of her niece's care by Mower County Human Services.

Motion by Commissioner Cummings, seconded by Commissioner Tucker to set a letting date for SAP 50-602-023 and SAP 50-602-024 to be bid as one project for February 6, 2006 at 1:00 p.m. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Ellingson to adjourn the meeting at 2:26 p.m. until January 10, 2006 at 8:30 a.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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