

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

April 28, 2009

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session April 28, 2009 at 8:30 a.m. at the Courthouse in Austin, Minnesota.

All members present, viz: Dave Tollefson, Chair
 Raymond Tucker
 David Hillier
 Dick Lang
 Tim Gabrielson
 Craig Oscarson, County Coordinator

GENERAL:

Overview of director's report.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to refer the matter of a "Casual Day Fridays" policy at Human Services to the Personnel Committee for review and recommendation. Motion carried.

Quarterly Financial Report.

Commissioner Lang 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.

Date: April 28, 2009

Res. #26-09

RESOLUTION

On motion of Commissioner Hillier, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 28, 2009 at the Courthouse, Austin, Minnesota.

WHEREAS, the Director of Human 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, social service case plans, purchase of services abstract, payment authorizations, and payment records for the period April 1, 2009 through April 30, 2009 are hereby approved.

WHEREAS, the Director of Human 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 April 2009 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 Human Services for Mower County has been advised that all Social Service and Income Claims against Mower County submitted for payment in the month of April 2009 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 Income Maintenance 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: Dave Tollefson aye , David Hillier aye , Ray Tucker aye , Tim Gabrielson aye , and Richard Lang aye . Passed and approved this 28th day of April, 2009.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: April 28, 2009

Res. #27-09

RESOLUTION

On motion of Commissioner Tucker, seconded by Commissioner Lang, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 28, 2009 at the Courthouse, Austin, Minnesota.

WHEREAS, the Director of Human 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 Maxis State computer system for the period April 1, 2009 through April 30, 2009 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments issued during the month of April 2009 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 in the Mower County Human Services Department, are hereby approved for payment.

BE IT FURTHER RESOLVED, That all personnel actions for the month of April 2009 for employees of the Department of Human Services as documented in the Department Payroll Reports and Personnel Action Reports, are hereby approved.

BE IT RESOLVED, That all refunds received during the month of April 2009 as listed on the Report of Refunds and Cancellation, are hereby acknowledged as received.

The Commissioners voted as follows: Dave Tollefson aye , David Hillier aye , Ray Tucker aye , Tim Gabrielson aye , and Richard Lang aye . Passed and approved this 28th day of April, 2009.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to authorize the Human Resource Director to fill the full-time position of Communications Clerk (Dispatcher) in the Sheriff department according to union contract and personnel policies. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to approve three (3) full-time seasonal summer employees for the Highway department either through the Summer Work Connections offered by Workforce Development, Inc. or through the regular advertisement and hiring procedures if unable to obtain qualified employees through Workforce Development. The rate per hour for the regular employment process shall be \$9.00/hour and the effective dates shall be May 4, 2009 through September 18, 2009. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Tucker to eliminate the current vacant Light Truck Driver position based on management's reorganization of snow plowing / wing duties, to approve one (1) summer seasonal employee in future budgets to keep the workforce whole during the summer construction season and to review the next two (2) vacancies to similar workforce adjustments. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to charge each COBRA qualified beneficiary to pay the entire premium of any elected cobra qualified benefit for continued coverage plus a two percent (2%) administration fee. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Gabrielson to approve the Mower County Veterans Service Office Transport Van policy which includes the request that veterans eligible for travel pay voluntarily collect the pay and donate it to the Mower County veteran's van fund when utilizing the program for travel to medical appointments. Full policy detail is on file in the office of Veteran Services. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Lang to amend the 2009 Emergency Management budget for updating the All Hazard Mitigation Plan in the amount of \$3,500 from the reserve contingency. Motion carried.

The Board recessed at 9:58 a.m. to go to the Courthouse parking lot for the Veterans Van Presentation ceremony with local service organizations. The Board reconvened at 10:10 a.m.

Motion made by Commissioner Tucker, seconded by Commissioner Lang to accept the van for the Veteran's Van program received from area service organizations. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to approve a change order for an addition of a rain garden north of the justice center in the amount of \$1,630. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to authorize the County Coordinator to approve change orders on behalf of the County out of the Justice Center project construction contingency budget. Said approval shall be limited to individual change orders not to exceed \$5,000 with the total not to exceed \$200,000 without additional Board approval and the Coordinator is to provide monthly updates on approved change orders. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Lang to set the project letting date to June 1, 2009 at 1:00 p.m. at the office of the County Highway Department and awarded at the County Board of Commissioner's meeting for County project for the Fairgrounds east-west road. Motion carried.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

Motion made by Commissioner Hillier, seconded by Commissioner Tucker to approve the minutes of April 7 and April 14, 2009. Motion carried.

Motion by Commissioner Gabrielson, seconded by Commissioner Lang to approve the following bi-monthly bills for payment:

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1195.29	ADAMS DRUG		
497.57	AUTO GLASS CENTER, INC	559.35	BEAR GRAPHICS, INC
125.00	BJORKLUND COMPENSATION CONSULT		
208.67	KARLA BOE	754.00	BREEZY POINT RESORT
2163.49	CDW GOVERNMENT, INC.		
269.43	CEDAR VALLEY SERVICES, INC	500.00	CLASEN-JORDAN MORTUARY
193.96	DALCO	12994.09	DELL MARKETING L P
837.68	DANIEL DONNELLY LAW FIRM	3190.96	DTI
969.47	EMERGENCY AUTOMOTIVE TECHNOLOG	633.11	FLEET SERVICES
16949.50	FREEBORN COUNTY ADULT DETENTIO	420.00	SALLY GARRY
1240.83	GOLD CROSS AMBULANCE SERVICE M	691.67	GRAINGER
178.68	HARTY MECHANICAL INC	207.68	HASLER MAILING SYSTEMS
244.95	IN THE LINE OF DUTY	628.46	LANGUAGE LINE SERVICES
11300.00	LARSONALLEN LLP	144.41	LEXISNEXIS MATTHEW BENDER
650.00	MACPO	1511.21	MAGNUM GRAPHIX
421.87	MARTIN BROS		
250.00	MAYER FUNERAL HOME	1551.41	MAYO CLINIC
1269.50	MELCHERT HUBERT SJODIN		
1373.96	METRO SALES, INC.	365.84	MIDTOWN TOWING
240.00	MINNEAPOLIS FINANCE DEPARTMENT	11484.54	MINNESOTA COUNTIES COMPUTER CO
164.00	MITCHELL COUNTY REGIONAL HEALT	2106.00	MN DEPT EMPLOYMENT & ECOMONIC
2891.75	MN OFFICE OF ENTERPRISE TECHN	13357.55	MOWER COUNTY SOIL & WATER CONS
1800.00	PHOENIX DISTRIBUTORS INC	1763.65	RS EDEN INC
282.63	SCHILLING SUPPLY COMPANY		
1935.54	SCHMIDT-GOODMAN OFFICE PROD	208.50	DR. SCHMITT
563.00	SE MN ORAL & MAXILLOFACIAL SUR	115.00	SELLERS LOCK & KEY
2301.93	SHERIFF GOODHUE COUNTY	220.00	SHERIFF OLMSTED COUNTY
380.00	CJIS STATE OF MINN		
2290.00	THE TRAINING CONSORTIUM LLC	755.87	THIRD JUDICIAL DISTRICT
302.63	TRIPLE J DISPOSAL, INC.	109.55	UNIFORMS UNLIMITED INC
2296.40	VWR INTERNATIONAL		
1881.96	WEST GROUP	202.60	WHITEWATER WIRELESS, INC ROCHES
	32 PAYMENTS LESS THAN \$100	1,499.70	
GENERAL FUND		\$113,644.84	* TOTAL

SOCIAL SERVICE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
410.53	CDW GOVERNMENT, INC.	1099.59	SCHMIDT-GOODMAN OFFICE PROD
	3 PAYMENTS LESS THAN \$100	126.03	
SOCIAL SERVICE FUND		\$1,636.15	* TOTAL

ROAD & BRIDGE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
282.78	ADVANCE AUTO PARTS	1435.75	AMERICAN RED CROSS AUSTIN
515.81	EARL ANDERSEN, INC.	716.87	AUSTIN FIRE AND SAFETY
126.76	AUTO VALUE AUSTIN	109.30	BRHB, INC
1968.00	BUSTAD DOZING AND EXCAVATING I	124.34	C S S
4792.50	CLOUD CARTOGRAPHICS, INC	1333.71	COMMISSIONER OF TRANSPORTATION
117.15	DAMEL CORPORATION	105.75	DAVE'S PLUMBING & HEATING INC
148.50	DIAMOND MOWERS, INC.	671.56	ETTERMAN ENTERPRISES
158.40	G & K SERVICES	1515.31	HANSON TIRE OF AUSTIN INC
1374.68	HANSON TIRE SERVICE INC.	1437.69	HIGH FOREST BOBCAT SERVICE LLC
133.07	J & K WINONA	600.00	KESTNER ELECTRIC, INC.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

405.50 MISSISSIPPI WELDERS SUPPLY CO.	5278.00 MN DEPT EMPLOYMENT & ECONOMIC
425.44 MOWER COUNTY TREASURER	1512.75 NORTHERN WOOD PRODUCTS, INC.
960.13 PETROBLEND CORP.	110.92 PRINSCO, INC.
1708.71 PROLINE DIST., INC	881.71 RONCO ENGINEERING SALES, INC.
735.92 MR. SAM COMMUNICATIONS	1784.19 SCHAEFFER MFG CO.
125.67 SCHMIDT-GOODMAN OFFICE PROD	177.68 SHARROW CABLE & LIFTING PRODUC
108.58 STAPLES CREDIT PLAN	1478.12 DAVE SYVERSON FREIGHTLINER
2527.88 ZARNOTH BRUSH WORKS, INC.	184.93 ZUMBROTA BEARING & GEAR, INC
9 PAYMENTS LESS THAN \$100	543.30
ROAD & BRIDGE FUND	\$36,617.36 * TOTAL
SOLID WASTE/RECYCLING FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
525.00 WALLACE BUSTAD	25236.39 CEDAR VALLEY SERVICES, INC
292.50 KRUEGER TRANSPORTATION	
2 PAYMENTS LESS THAN \$100	93.11
SOLID WASTE/RECYCLING FUND	\$26,147.00 * TOTAL
****	FINAL TOTAL..... \$178,045.35 ****

Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to approve the following additional Commissioners' warrants for immediate payment:

LarsonAllen	\$ 11,300.00
Public Health Nursing	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
984.70 AUSTIN MEDICAL CENTER ATTN:CAS	246.19 BLUE CROSS & BLUE SHIELD
381.20 CARE EXPRESS PRODUCTS INC	257.28 MARSHALL MEDICAL SYSTEMS & EQU
428.97 MCKESSON GENERAL MEDICAL CORP.	573.40 METRO SALES, INC.
3857.03 MINNESOTA COUNTIES COMPUTER CO	487.50 CAROLINA SALAZAR
158.72 STAPLES CREDIT PLAN ON LINE	101.25 WELCOME CENTER INC
3 PAYMENTS LESS THAN \$100	158.58
Public Health Nursing	\$7,634.82 * TOTAL

It was noted that the Public Health bills were received late and were not included with the regular monthly bills as required. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Lang to reappoint Harlan Peck and Al Layman to the Cedar River Watershed District Board for a three year term effective May 1, 2009 through April 30, 2012. Motion carried.

Motion by Commissioner Tucker, seconded by Commissioner Gabrielson to approve final payments as follows:

CP 50-07-03	Rochester Sand & Gravel	\$ 85.20
CP 50-08-04	L.R. Falk Construction	80.32
CP 50-08-02	Skyline Construction	3,541.80
CP 50-08-01	Ulland Brothers	63.72

Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to accept the Ag BMP low interest loan money in the amount of \$7,000 for the sewer loan program and authorize the Environmental Services Director to sign the agreement. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Gabrielson to approve the Emergency Food & Shelter Program (FEMA) grant in the amount of \$3000 and

amend the 2009 Emergency Management budget to reflect the receipt of funds. Motion carried.

Jim Hartson returned to the Board for an answer to his issue raised at the meeting on April 7, 2009 for the County to hold a public hearing for the bonding for the justice center. He stated that if the Board thinks it can bond without a public hearing, he will file an injunction.

Motion made by Commissioner Hillier, seconded by Commissioner Tucker to move into closed session at 10:43 a.m. due to threatened litigation. Motion carried.

The Board reconvened to regular session at 11:02 a.m.

Kristen Nelsen, County Attorney, on behalf of the Board responded to Mr. Hartson's question concerning the Board's intention of holding a public hearing on the bonding for the justice center. She indicated that the Board had not ignored his issues raised on April 7 and had contacted bonding counsel for additional verification concerning the issue of a public hearing. Bonding counsel restated her position in a letter to the Board dated April 20, 2009 that the county does not need to hold a public hearing or election on bonding for the justice center. Mr. Hartson was provided a copy of bond counsel's letter.

Motion by Commissioner Gabrielson, seconded by Commissioner Lang to adjourn the meeting at 11:09 a.m. until May 5, 2009 at 1:00 p.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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