

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

October 13, 2009

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session October 13, 2009 at 8:30 a.m. at the Courthouse in Austin, Minnesota.

Members present, viz: Raymond Tucker, Vice-chair
 David Hillier
 Dick Lang
 Tim Gabrielson
 Craig Oscarson, County Coordinator
Member absent, Dave Tollefson

GENERAL:

Overview of director's report.

Commissioner Hillier moved and Commissioner Lang seconded to approve the 2010/2011 Mower County Minnesota Family Investment Program (MFIP)/Children and Community Service Act (CCSA) Biennial Service Agreement. Motion carried.

Commissioner Gabrielson moved and Commissioner Hillier seconded to approve the revisions to the Eligibility & Fee Policy. Motion carried.

Commissioner Hillier moved and Commissioner Lang seconded to approve the Foster Care Grievance Procedure Policy. Motion carried.

Discuss mandated services provided by Social Services.

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

- a. Cedar House, Inc. – renew contract for Mental Health Targeted Case Management Services, effective July 1, 2009 to June 30, 2011.
- b. Palmer Bus Service of Hayfield, Inc. – renew contract for Home & Community Based Waiver Services, effective October 1, 2009 to September 30, 2011.
- c. Regency Home HealthCare Services – approve contract for Home & Community Based Waiver Services, effective October 1, 2009 to June 30, 2010.
- d. Workforce Development, Inc. – renew contract for Food Stamp Employment & Training, effective October 1, 2009 to September 30, 2010.

Motion carried.

Commissioner Hillier moved and Commissioner Gabrielson 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.

SOCIAL SERVICE ACTIONS:

Commissioner Lang moved and Commissioner Gabrielson seconded to approve the Social Service Actions. Motion carried.

INCOME MAINTENANCE ACTIONS:

Commissioner Lang moved and Commissioner Gabrielson seconded to approve the Income Maintenance Actions. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to discontinue the position of Jail Program Coordinator and create three new positions of Assistant Jail Administrator, Program Coordinator and Training & Compliance Sergeant and authorize the Human Resource Director to fill the full-time positions in the Sheriff's department according to union contract and personnel policies. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to continue the adopted and implemented Post Retirement Health Care Savings Plan for Mower County exempt employees established under Minnesota Statutes, §352.98 (Minn. Supp. 2002) and as outlined in the Minnesota State Retirement System's Trust and Plan Documents. All funds collected by the employer on behalf of the employee will be deposited into the employee's post retirement health care savings plan account. The plan will start November 1, 2009 and run through October 31, 2011. The wages are the wages effective October 1, 2009.

Employees with a salary over \$74,000 will contribute two percent (2%) of pay.

Employees with a salary range of \$71,001 - \$74,000 will contribute zero percent (0%) of pay.

Employees with a salary range of \$66,001 - \$71,000 will contribute zero percent (0%) of pay.

Employees with a salary range of \$57,001 - \$66,000 will contribute zero percent (0%) of pay.

Employees with a salary less than \$57,001 will contribute one and one-half percent (1.5%) of pay.

Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to authorize up to ten hours per week of comp time effective October 15 through October 30, 2009 for an Office Support Specialist, Sr. in Corrections due to a vacancy in the department. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Gabrielson to revise the Development Agreement between Mower County and the City of Austin by amending the language, subject to City Council approval, regarding the VFW parking lot and the Methodist Parking lot. In lieu of requiring the City of Austin to develop 4 lots of record in the "VFW parking lot" area the City shall provide a payment of \$100,000 which is equivalent to the City budgeted amount. The "Methodist parking lot" provision will be changed to the effect that upon 30 days written notice the City shall authorize County use of

the south half of said parking area. Until such notice the use of that property is subject to the needs of the City.

Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Lang to approve Highway's purchase of a 2010 John Deere 770G Motorgrader at a cost of \$171,216.96. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to approve the six-month General Lease between the Mower County Highway Department and Osmundson Brothers for property located at 211 West Main Street in Adams, MN effective November 1, 2009 for \$650 per month. Motion carried.

Mike Hanson, County Engineer, presented bid information received for the Shooting Star Trail project between Adams and Rose Creek.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to award the bid for the Shooting Star Trail between Adams and Rose Creek to the low bidder Hansen Hauling & Excavating, Inc. with a low bid of \$204,285.15 and have the project commence. Motion carried. Full bid abstract on file in the office of the County Auditor-Treasurer and County Engineer.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to provide Andy Ball an exemption to provide a plat on the small tract of land that he is purchasing from Mr. Bustad in accordance with Zoning Ordinance Section 13-129 and require that Mr. Ball provide a survey to the Environmental Services Director for review. Motion carried.

A Public Hearing was continued from October 6, 2009 in regard to proposed ordinance change on page 4 of the current Zoning Ordinance for Feedlot Animal Units to Match MN Rules 7020.

Angie Knish, Environment Services Director, reviewed the proposed change.

There was no public input at the continued hearing.

Date: October 13, 2009

Ordinance #02-09

**Ordinance
Zoning Ordinance Amendment**

On motion of Commissioner Gabrielson, seconded by Commissioner Lang, the following Ordinance amendments were unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held October 13, 2009 at the Courthouse, Austin, Minnesota.

WHEREAS, a Notice of Intention to consider amending sections of the Mower County Zoning Ordinance was published in the LeRoy Independent on September 17, 2009; and

WHEREAS, the County Board held a public hearing on said amendment on October 6, 2009 and October 13, 2009; and

WHEREAS, the Mower County Planning Commission recommended by a majority to amend the Mower County Zoning Ordinance;

BE IT ORDAINED that Section 14-7 Definitions of the Mower County Zoning Ordinance be amended as follows:

Animal Unit - A unit of measure used to compare differences in the production of animal manure that employs as a standard the amount of manure produced on a regular basis by a 1,000 pound slaughter steer or heifer based upon the MPCA 7020 regulations.

Examples include:

<u>Animal</u>	<u>Unit</u>
One mature dairy cow	1.4 animal unit
One slaughter steer or heifer	1.0 animal unit
One horse	1.0 animal unit
One swine over 55 - 300 pounds	0.4 0.3 animal unit
One sheep	0.1 animal unit
One swine under 55 pounds	0.05 animal unit
One duck	0.2 0.01 animal unit
One turkey over 5 pounds	0.018 animal unit
One chicken (dry manure) over 5 pounds	0.01 0.005 animal unit

Passed and approved this 13th day of October, 2009.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Vice-Chairperson

By: _____
Clerk/Coordinator

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

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1000.00	A & S TRAINING LLC	735.00	A.C.S. INC.
1297.01	ADAMS DRUG	3722.93	AUSTIN MEDICAL CENTER ATTN:CAS
187.23	AUSTIN NEWSPAPERS, INC	114.43	AUTO VALUE AUSTIN

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

500.00 BJORKLUND COMPENSATION CONSULT	498.00 BUDGET OIL CO
16438.64 CARDINAL HEALTH	432.43 CARE EXPRESS PRODUCTS INC
1526.16 CEDAR VALLEY SERVICES, INC	179.55 CITY CAR WASH INC
35000.00 CITY OF AUSTIN	250.00 CLASEN-JORDAN MORTUARY
278.47 DALCO	486.01 DE LAGE LANDEN FINANCIAL SERVI
1694.60 DELL MARKETING L P	492.70 DIAMOND RIDGE PRINTING
270.00 DILIGENT SERVICE NETWORK	1334.66 DANIEL DONNELLY LAW FIRM
212.17 ELECTRIC MOTOR BEARING SERVICE	1213.81 EMERGENCY AUTOMOTIVE TECHNOLOG
1210.36 ENDRES WINDOW CLEANING, INC.	649.46 FOX ELECTRIC COMPANY, INC
138.43 GALLS INC.	750.00 SALLY GARRY
144.83 GRAPHIC PRODUCTS INC	654.08 HANSON TIRE SERVICE INC.
590.88 HARTY MECHANICAL INC	209.26 HD SUPPLY FACILITIES MAINTENAN
1077.30 HEMOCUE INC	988.11 IKON OFFICE SOLUTIONS
120.59 INGENIX	1743.49 J & K OFFICE PRODUCTS
563.71 KRIEGER PRINTING	561.56 LASER PRODUCT TECHNOLOGIES
188.70 JAMES LOVEN	120.00 MAAO %PAUL KNUTSON
816.63 MARTIN BROS	8000.00 MAYO CLINIC MRL
3763.00 MINNESOTA COUNTIES COMPUTER CO	961.00 MINNESOTA COUNTIES INFORMATION
131.62 MINNESOTA ELEVATOR, INC	115.00 MINNESOTA SHERIFF ASSOCIATION
204.00 MITCHELL COUNTY REGIONAL HEALT	965.00 MN OFFICE OF ENTERPRISE TECHNO
410.00 MOWER COUNTY SHOPPER	199.50 MOWER COUNTY 4-H FUND
820.12 NAPA AUTO PARTS	155.00 NUTRITION MATTERS
3255.07 PARAGON PRINTING & MAILING INC	250.00 PARENTING RESOURCE CENTER, INC
477.00 PERSPECTIVE ENTERPRISES, INC	157.11 PRESTO-X-COMPANY INC
16934.49 REGENTS OF THE UNIVERSITY OF M	283.00 RICHARDSON LAW OFFICE
4098.10 RS EDEN INC	225.00 CAROLINA SALAZAR
1464.05 SCHILLING SUPPLY COMPANY	719.68 SCHMIDT-GOODMAN OFFICE PROD
700.00 SE MN ORAL & MAXILLOFACIAL SUR	1122.19 SERVICEMASTER CLEAN
25473.60 SHERIFF MITCHELL COUNTY	162.58 SHOPKO PHARMACY
1002.45 STAPLES CREDIT PLAN	488.65 STAPLES CREDIT PLAN ON LINE
740.00 CJIS STATE OF MINN	17141.62 STEELE COUNTY DETENTION CENTER
175.00 STREICH DEMARS INC	330.04 TRIPLE J DISPOSAL, INC.
1185.00 WAGNER CONSTRUCTION CO	162.00 WELLS FARGO BANK PORTLAND
496.73 WELLS FARGO FINANCIAL LEASING	2388.86 WEST GROUP
44 PAYMENTS LESS THAN \$100	2,025.49
GENERAL FUND	\$175,573.14 * TOTAL
SOCIAL SERVICE FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
1365.00 A.C.S. INC.	167.59 FOX ELECTRIC COMPANY, INC
113.04 GRAINGER	2818.35 PARAGON PRINTING & MAILING INC
4 PAYMENTS LESS THAN \$100	208.54
SOCIAL SERVICE FUND	\$4,672.52 * TOTAL
MOWER COUNTY TRANSIT-PUBLIC TRANSP.	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
3093.86 ROCHESTER SAND AND GRAVEL, INC	
0 PAYMENTS LESS THAN \$100	.00
MOWER COUNTY TRANSIT-PUBLIC TRANSP.	\$3,093.86 * TOTAL
ROAD & BRIDGE FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
35007.30 AAA STRIPING SERVICE COMPANY	1036.90 ABOVE ALL CLEANING, INC
4558.24 ACS	4165.99 EARL ANDERSEN, INC.
108.00 AUSTIN MEDICAL CENTER ATTN:CAS	1133.40 AUTO VALUE AUSTIN
325.00 BOE BROTHERS TILING, INC	1030.00 BUSTAD DOZING AND EXCAVATING I
843.92 CATCO PARTS AND SERVICE	688.34 CCP INDUSTRIES INC
3910.00 CHOSEN VALLEY TESTING, INC	761.53 CONTINENTAL RESEARCH CORP.
900.00 ERICKSON ENGINEERING	222.78 ETTERMAN ENTERPRISES
337.43 L.R. FALK CONSTRUCTION CO.	10237.50 FERRELLGAS
2700.00 FLINT HILLS RESOURCES, LP	655.77 FOX ELECTRIC COMPANY, INC
203.28 G & K SERVICES	6675.84 HANCOCK CONCRETE PRODUCTS CO,
3367.05 HANSON TIRE OF AUSTIN INC	2109.11 HANSON TIRE SERVICE INC.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

106.82	IBS OF GREAT RIVER BLUFFS	2039.21	JMD MANUFACTURING, INC.
17500.56	JONES, HAUGH & SMITH, INC.	622.94	M-R SIGN COMPANY, INC.
554.47	MENARDS - ROCHESTER SOUTH	7627.00	MINNOWA CONSTRUCTION, INC.
140.10	MISSISSIPPI WELDERS SUPPLY CO.	1499.00	MITCHELL 1
198.99	NAPA AUTO PARTS	1873.25	NORTH AMERICAN SALT CO
1013.43	OSMUNDSON BROS. CONTRACTORS, I	146.34	PARAGON PRINTING & MAILING INC
1513.69	PETROBLEND CORP.	126.00	POSTMASTER
408.36	PROLINE DIST., INC	573.18	REED BUSINESS INFORMATION
253.36	RHOMAR INDUSTRIES, INC.	943.17	ROCKMOUNT RESEARCH & ALLOYS, I
2494.50	RONCO ENGINEERING SALES, INC.	1369.75	ROTO-ROOTER
826.18	MR. SAM COMMUNICATIONS	1123.69	SCHAEFFER MFG CO.
131.55	SCHMITZ ELECTRIC CO INC	115.00	SELLERS LOCK & KEY
183.97	SEMA EQUIPMENT, INC	329.17	SHERWIN WILLIAMS COMPANY
281.33	STAPLES CREDIT PLAN	560.72	STROUP DISTRIBUTING, INC.
3422.09	DAVE SYVERSON FREIGHTLINER	128.36	TRUAX COMPANY, INC
328.04	ULLAND BROTHERS, INC.	234.84	ULVEN'S ACE HARDWARE
2653.58	UNIQUE PAVING MATERIALS CORP.	255.90	ZEP SALES & SERVICE
1253.67	ZIEGLER, INC		
	13 PAYMENTS LESS THAN \$100	619.71	
	ROAD & BRIDGE FUND	\$134,429.30	* TOTAL
SOLID WASTE/RECYCLING FUND			
	AMOUNT VENDOR NAME	AMOUNT	VENDOR NAME
140.00	A.C.S. INC.	249.00	CRAGUN'S
478.65	MINNESOTA SUPPLY COMPANY	149.63	R & M STEEL
105.00	TRIPLE J DISPOSAL, INC.	119.00	WASTE & RECYCLING NEWS
	6 PAYMENTS LESS THAN \$100	238.04	
	SOLID WASTE/RECYCLING FUND	\$1,479.32	* TOTAL
BUILDING FUND			
	AMOUNT VENDOR NAME	AMOUNT	VENDOR NAME
1430.00	A.C.S. INC.	7080.00	KESTNER ELECTRIC, INC.
	0 PAYMENTS LESS THAN \$100	.00	
	BUILDING FUND	\$8,510.00	* TOTAL
DITCH FUND			
	AMOUNT VENDOR NAME	AMOUNT	VENDOR NAME
2373.50	BOLTON & MENK INC.	986.00	BUSTAD DOZING AND EXCAVATING I
1084.50	RINKE-NOONAN	886.25	THOMAS SCHNEIDER
	0 PAYMENTS LESS THAN \$100	.00	
	DITCH FUND	\$5,330.25	* TOTAL
****	FINAL TOTAL.....	\$333,088.39	****

Motion carried.

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

Faegre & Benson	\$ 8,746.97
The Joseph Company	92,625.00
IPC, Inc.	596,524.00
Southern MN Masonry	54,150.00
D & M Ironworks, Inc.	62,010.30
Bauernfeind Goedel	117,325.00
W.L. Hall Company	95,712.50
Chief Industries, Inc.	88,357.69
Harty Mechanical, Inc.	233,890.00
Himec, Inc.	26,647.50
Schammel Electric, Inc.	106,837.00

Dulas Excavating, Inc.	8,417.00
Chosen Valley Testing	4,395.00
Knutson Construction Services Rochester, Inc.	108,773.00

Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to approve the Joint Powers Agreement with area counties for regional coordination to plan for the needs of SE MN Homeland Security Emergency Management. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Hillier to approve the Mutual Aid Agreement with The South East Regional Counties to make equipment and personnel and other resources available to participating counties effective for ten years. Motion carried.

Motion by Commissioner Hillier, seconded by Commissioner Lang to adjourn the meeting at 10:55 a.m. until October 27, 2009 at 8:30 a.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Vice-Chairperson

Attest:

By: _____
Clerk/Coordinator

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