

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

November 9, 2010

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session November 9, 2010 at 8:30 a.m. at the Courthouse in Austin, Minnesota.

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

GENERAL:

Brent Gunderson and Chris Swatfager with an overview on detox, Rule 25 Assessments, and chemical dependency treatment.

Overview of director's report.

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

- a. Our House 204 (Keystone Austin) – approve Group Residential Housing Agreement, effective October 1, 2010 to June 30, 2012.
- b. Our House 1313 (Keystone Austin) – approve Group Residential Housing Agreement, effective October 1, 2010 to June 30, 2012.
- c. Our House 1401 (Keystone Austin) – approve Group Residential Housing Agreement, effective October 1, 2010 to June 30, 2012.

Motion carried.

Commissioner Hillier moved and Commissioner Gabrielson seconded to approve the late claim for payment of a per diem/mileage expense form dating back to February for Audrey Oehlke, a member of the Family Collaborative Governing Board. Motion carried.

Commissioner Ankeny 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.

SOCIAL SERVICE ACTIONS:

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

INCOME MAINTENANCE ACTIONS:

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

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to recognize Bill Banton, who served as MIS Manager during the Justice Center transition, through a one-time performance bonus of approximately net \$1000 (after applicable taxes and deductions) for additional responsibilities and exceptional service provided during the transition. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ankeny to authorize Human Service Director to close the public service window for an additional separate ½ day during the week in consideration of the increased caseload in the department but also needs to emphasis minimal disruption to the delivery of services. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to authorize Linda Unverzagt to continue PRO in 2011 on a department's as needed basis up to 650 hours. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Ankeny to approve an extension of a leave of absence effective November 9 to November 23, 2010. Documentation is on file in Human Resources. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Gabrielson to deny the request of Environmental Services for database assistance for document imaging. Motion carried.

Chair Commissioner Tucker relinquished the chair to vice-chair Commissioner Hillier.

Date: November 9, 2010

Res. #64-10

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 November 9, 2010 at the Courthouse, Austin, Minnesota.

WHEREAS, Pursuant to Minnesota Statute 375.192, the County Board may grant an abatement of tax penalty and interest for a property owner for the current year and the two prior years due to a finding of hardship and/or clerical error, and

WHEREAS, The Eagles Club of Austin has filed a written request for abatement of penalties and interest on their back taxes, and

WHEREAS, The Eagles Club of Austin completed a 2008 application for Class 4c(3)(ii) – Non-Profit Community Service Organizations dated August 25, 2008 for a newly created tax classification that become available to Non – Profit Community Service Organizations, and

WHEREAS, There appears to be a question as to the form being properly filed and/or properly processed, and

WHEREAS, the Eagles Club of Austin did not discover that their property classification had not been changed until June of 2010 due to a hardship caused by a series of flood events and ultimately the organization's relocation to another site at which time they submitted a new application which has been approved for assessment and classification year 2010 payable 2011.

THEREFORE BE IT RESOLVED THAT, the Mower County Board finds that a hardship existed that resulted in a clerical error and it is appropriate to grant an abatement of penalties and interest, and

BE IT ALSO RESOLVED THAT, due to the uncertainty on each party's role in this request that the appropriate abatement for penalty and interest be set at \$10,000.

Passed and approved this 9th day of November, 2010. Commissioner Ankeny and Commissioner Gabrielson abstained.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Commissioner Tucker resumed the duties of the Chair.

Date: November 9, 2010

Res. #65-10

RESOLUTION

On motion of Commissioner Hillier, seconded by Commissioner Lang, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held November 9, 2010 at the Courthouse, Austin, Minnesota.

WHEREAS, Minnesota Statute 209.05 provides for a candidate, contestant, or contestee to guard the ballots after an election.

WHEREAS, if a candidate, contestant, contestee seeks to guard the ballots, this Minnesota Statute states: "The custodian of the ballots shall appoint some suitable person to guard the

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ballots, so they are not in the sole custody of the candidate, contestant, contestee or their agents.”

WHEREAS, candidate Rich Murray made a formal request to guard the ballots and are currently guarded by representatives of the Murray for House 27A.

BE IT RESOLVED, that when a candidate, contestant, contestee or their agents seek to guard the ballots, the Mower County Auditor-Treasurer will appoint a suitable person to persons to guard the ballots. In absence of volunteers or staff members, the Mower County Auditor-Treasurer will appoint a ballot guard or guards at a rate of pay not exceeding \$9.75 an hour.

Passed and approved this 9th day of November, 2010.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____ Chairperson

By: _____ Clerk/Coordinator

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

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
2463.21	ALBERT LEA ELECTRIC CO.	6494.47	AMERICAN INSTITUTIONAL SUPPLY
20398.67	AMI IMAGING SYSTEMS INC	150.00	ABIGAIL ANDERSEN-HAMBERG
295.00	AUSTIN ELECTRIC INC.	2004.26	AUSTIN MEDICAL CENTER ATTN:CAS
342.70	BOB BARKER COMPANY INC.	138.42	BUNDY AUTO PARTS
328.28	CARE EXPRESS PRODUCTS INC	6817.81	CDW GOVERNMENT, INC.
150.00	CEDAR GROVE ORCHARD	994.33	CEDAR VALLEY SERVICES, INC
237.75	CITY CAR WASH INC	200.00	CLIA LABORATORY PROGRAM
132.33	JILL CORDES	214.23	CREATIVE FORMS & CONCEPTS
288.30	DALCO	332.38	DIAMOND RIDGE PRINTING
1604.39	DANIEL DONNELLY LAW FIRM	650.06	ELECTION SYSTEMS & SOFTWARE, I
18748.56	EPA AUDIO VISUAL INC	125.00	FIRST FARMERS & MERCHANTS BANK
101.41	FOX ELECTRIC COMPANY, INC	120.00	RUTH GUTIERREZ
120.00	DUANE HANSON	550.04	HD SUPPLY FACILITIES MAINTENAN
298.49	HOLIDAY CARS, INC.	174.08	HYVEE ACCOUNTS RECEIVABLE
685.29	IBI DATA	1412.89	IKON OFFICE SOLUTIONS
697.81	INNOVATIVE OFFICE SOLUTIONS,LL	441.05	KESTNER ELECTRIC, INC.
1704.12	KRIEGER PRINTING	370.00	EVAN LARSON
138.88	LASER PRODUCT TECHNOLOGIES	182.67	LEXISNEXIS MATTHEW BENDER
403.44	JAMES LOVEN	4400.00	MANATRON INC
861.30	MARTIN BROS	250.00	MAYER FUNERAL HOME
224.43	MIDWAY FORD COMPANY	1300.00	MINNESOTA COUNTY ATTORNEYS ASS
136.64	MINNESOTA ELEVATOR, INC	122.70	MINNESOTA SHREDDING LLC
965.00	MN OFFICE OF ENTERPRISE TECHNO	756.96	NAPA AUTO PARTS
254.15	NARTEC, INC.	102.00	GARY OFSTEDAHL
2547.43	PARAGON PRINTING & MAILING INC	119.45	PLUNKETT'S PEST CONTROL
2173.00	POST BULLETIN COMPANY		

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250.00 RAINBOW PRINTING	4733.69 RATWIK, ROSZAK & MALONEY, ATTY
216.00 RICHARDSON LAW OFFICE	120.00 CAROLINA SALAZAR
1203.92 SCHILLING SUPPLY COMPANY	1122.19 SERVICEMASTER CLEAN
4188.39 SMYTH COMPANIES INC	47640.00 STEELE COUNTY DETENTION CENTER
715.00 KATHY STUTZMAN	112.40 JANE THOME
4219.43 TIERNEY BROTHERS INC	580.00 ULTRAMAX
553.24 ULVEN'S ACE HARDWARE	1120.57 UNIFORMS UNLIMITED INC
277.76 WASTE MANAGEMENT OF SO MINNESO	144.28 WELLS FARGO FINANCIAL LEASING
550.70 WHITEWATER WIRELESS, INC ROCHE	147.22 Y WASTE REMOVAL INC
24 PAYMENTS LESS THAN \$100	1,254.05
GENERAL FUND	\$153,872.22 * TOTAL
SOCIAL SERVICE FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
188.34 FOX ELECTRIC COMPANY, INC	2775.35 PARAGON PRINTING & MAILING INC
2 PAYMENTS LESS THAN \$100	74.41
SOCIAL SERVICE FUND	\$3,038.10 * TOTAL
ROAD & BRIDGE FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
1036.90 ABOVE ALL CLEANING, INC	257.34 AUTO VALUE AUSTIN
12783.64 BISHOP EXCAVATING, INC	180.39 BROCK WHITE CO LLC
474.54 CDW GOVERNMENT, INC.	28196.11 DM & E RAILROAD CORPORATION
294.12 ELECTRIC MOTOR BEARING SERVICE	6677.96 ETTERMAN ENTERPRISES
1846.99 L.R. FALK CONSTRUCTION CO.	6000.00 FERRELLGAS
3520.00 FLINT HILLS RESOURCES, LP	2690.58 FREEBORN COUNTY CO-OPERATIVE O
171.84 G & K SERVICES	319.41 HANSON TIRE OF AUSTIN INC
1659.99 HANSON TIRE SERVICE INC.	111.40 HUMBOLDT MFG CO
551.82 METAL CULVERTS, INC.	175.19 NAPA AUTO PARTS
720.28 PETROBLEND CORP.	1381.37 PRINSCO, INC.
305.62 PROLINE DIST., INC	141.08 RENT'N'SAVE
1286.88 RONCO ENGINEERING SALES, INC.	6548.56 RUFFRIDGE-JOHNSON EQUIPMENT CO
2117.51 SCHAEFFER MFG CO.	2438.64 SEMA EQUIPMENT, INC
4067.83 DAVE SYVERSON FREIGHTLINER	1636.40 TELVENT DTN
721.19 ULLAND BROTHERS, INC.	3171.67 ZIEGLER, INC
12 PAYMENTS LESS THAN \$100	513.50
ROAD & BRIDGE FUND	\$91,998.75 * TOTAL
SOLID WASTE/RECYCLING FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
216.74 AMERICAN MAT & SPECIALTY	447.50 AUSTIN ELECTRIC INC.
23429.20 CEDAR VALLEY SERVICES, INC	1767.71 CENTRAL STATES WIRE PROD
5852.05 IVERSON HAULING	336.00 KAUS RADIO
1357.60 WASTE MANAGEMENT OF SO MINNESO	
2 PAYMENTS LESS THAN \$100	54.73
SOLID WASTE/RECYCLING FUND	\$33,461.53 * TOTAL
TAX COLLECTIONS FUND	
AMOUNT VENDOR NAME	AMOUNT VENDOR NAME
2 PAYMENTS LESS THAN \$100	123.04
TAX COLLECTIONS FUND	\$123.04 * TOTAL
****	\$282,493.64 ****
FINAL TOTAL.....	

Motion carried.

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

PSC Alliance	\$ 8,400.00
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Motion carried.

Date: November 9, 2010

Res. #66-10

RESOLUTION

On motion of Commissioner Gabrielson, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held November 9, 2010 at the Courthouse, Austin, Minnesota.

WHEREAS, on November 9, 2010 the Root River Antique Historical Power Assn., Inc. presented a request for a Minnesota Lawful Gambling License for gambling to be conducted at the Root River Antique Historical Power Assn., Inc. on July 17, 2011.

BE IT RESOLVED THAT, the Mower County Board of Commissioners do hereby approve the issuance of a Minnesota Lawful Gambling License to Root River Antique Historical Power Assn., Inc. for gambling at Root River Antique Historical Power Assn., Inc. on July 17, 2011.

Passed and adopted this 9th day of November, 2010.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Ankeny, seconded by Commissioner Gabrielson to amend the 2010 Law Enforcement budget for traffic citation forms in the amount of \$2300 from County Reserves and authorize the appropriate transfer of funds as necessary. Motion carried.

Motion by Commissioner Hillier, seconded by Commissioner Lang to approve the following list of surplus property for auction:

<u>Item</u>	<u>Department</u>
Abandoned personal property from foreclosed property located at 1014 10 th Avenue SW, Austin, MN	Auditor-Treasurer
Abandoned personal property from foreclosed property located at 1604 East Oakland Avenue, Austin, MN	Auditor-Treasurer

(A detailed list of property is on file in the office of the Auditor-Treasurer and County Coordinator.)

Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Lang to set the December County Board meetings as follows:

December 9, 2010	1:00 p.m.
December 21, 2010	8:30 a.m.
December 28, 2010	8:30 a.m.

Motion carried.

The Commissioner's employee cookie party was set for December 21, 2010 from 2:00 – 4:00 p.m.

Motion by Commissioner Ankeny, seconded by Commissioner Lang to adjourn the meeting at 10:15 a.m. until November 23, 2010 at 8:30 a.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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