

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

June 28, 2011

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session June 28, 2011 at 8:30 a.m. at the Government Center in Austin, Minnesota.

All members present, viz: Tim Gabrielson, Chair
 Mike Ankeny
 Raymond Tucker
 Jerry Reinartz
 Tony Bennett
 Craig Oscarson, County Coordinator

GENERAL:

Overview of director's report.

Todd Lysne, Income Maintenance Presentation.

Discussion on the potential State Shutdown.

Commissioner Reinartz moved and Commissioner Bennett seconded to approve payment of an invoice from June 2010 less 25%. Motion carried.

Commissioner Ankeny 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: June 28, 2011

Res. #36-11

RESOLUTION

On motion of Commissioner Tucker, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 28, 2011 at the Government Center, 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 June 1, 2011 through June 30, 2011 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 June 2011 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 June 2011 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: Mike Ankeny aye, Tony Bennett aye, Tim Gabrielson aye, Jerry Reinartz aye, and Ray Tucker aye. Passed and approved this 28th day of June, 2011.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: June 28, 2011

Res. #37-11

RESOLUTION

On motion of Commissioner Ankeny, seconded by Commissioner Bennett, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 28, 2011 at the Government Center, 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 Jun 1, 2011 through Jun 30, 2011 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments issued during the month of Jun 2011 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 Jun 2011 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 Jun 2011 as listed on the Report of Refunds and Cancellation, are hereby acknowledged as received.

The Commissioners voted as follows: Mike Ankeny aye, Tony Bennett aye, Tim Gabrielson aye, Jerry Reinartz aye, and Ray Tucker aye. Passed and approved this 28th day of June, 2011.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

The Board recessed at 9:15 a.m. and reconvened at 9:35 a.m.

Lynn Spainhower, Safe Communities Coalition Coordinator, requested that the Mower County Board of Commissioners issue a proclamation declaring July Speed Awareness Month.

Date: June 28, 2011

Proclamation #01-11

P R O C L A M A T I O N

Whereas: Unsafe speed was a contributing factor in 299 fatal crashes in 2007-2009 in Minnesota;

- Whereas:** These crashes resulted in 325 deaths; and
- Whereas:** Illegal or unsafe speed is a leading contributing factor in fatal crashes; and
- Whereas:** Illegal or unsafe speed was cited in 54 percent of all Minnesota alcohol-related fatal crashes in 2007-2009; and
- Whereas:** 54 percent of rural Minnesota fatal crashes occurred on state trunk and county state highways;
- Whereas:** 67 percent of speed-related fatal crashes occurred in rural areas with less than 5,000 population; and
- Whereas:** National Highway Traffic Safety Administration reports nearly 60 percent of all drivers report seeing speeding vehicles all or most of the time when they drive on residential streets as well as highways; and
- Whereas:** National Highway Traffic Safety Administration research shows motorists wrongly believe speeding is not a great risk to safety or as serious as other traffic violations; and
- Whereas:** Speeding increases potential for loss of vehicle control, increased crash severity leading to more numerous and severe injuries;
- Whereas:** The Mower County Safe Communities, Toward Zero Death Initiative and the Minnesota Department of Public Safety have a mission to keep all traveling citizens on Minnesota roads safe;

NOW, THEREFORE I, TIM GABRIELSON, Chairman, Mower County Board of Commissioners, in conjunction with Mower County Safe Communities, Toward Zero Death Initiative and the Minnesota Department of Public Safety do hereby proclaim the month of July to be

Speed Awareness Month

in Mower County, MN, and urge all citizens to be diligent in obeying all traffic speed signs and laws.

IN WITNESS WHEREOF, I have hereunto set my hand this 28th day of June, 2011 and of the state one hundred and thirty four.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Ruth Larson, Communications Clerk, was recognized for retirement with 35 years of service with Mower County.

The Finance Committee had met with staff to determine the impact on Mower County in the event that the State of Minnesota did not adopt a balanced budget and "shut down" on July 1, 2011. Options were reviewed by the Finance Committee and the Committee was ready to make a recommendation to place employees on involuntary leaves of absences in the service areas funded by the State. Discussion followed the Committee's recommendation.

Motion made by Commissioner Tucker, seconded by Commissioner Reinartz to reduce the county workforce in the event the State of Minnesota cannot resolve its budget differences and there is a state shutdown of services as follows:

1. Effective as of 11:59 p.m. on June 30, 2011.
2. Employee reductions based on the governor's critical services court petition and as outlined in the Option B plan in Human Services and the Option A plan in Public Health, which results in 26 FTE reductions in Human Services, 13.355 FTE reductions in Public Health and a .5 FTE reduction in Environmental Services.
3. Employee reductions in part 2 will be automatically adjusted subject to the court ruling on the governor's court petition and subsequent information on program funding that may result in a redetermination if the program/service/employee funding is in the delayed funding category or in the non-guaranteed funding category. If the funding is considered delayed the program and employees shall be maintained. If the funding is considered non-guaranteed the program and employees shall be temporarily eliminated.
4. Employee reductions shall be by involuntary leaves of absence which require the employee to use vested vacation, PTO or compensatory banks for payroll purposes prior to being placed on unpaid leaves of absence. Employees in positions covered by a labor agreement shall be either placed on involuntary leaves of absence subject to union ratification or shall be placed on layoff status.
5. Employees shall be recalled once the county is notified by the state that the shutdown is over and the funding category is switched away from the non-guaranteed classification.

Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Bennett to approve Memorandums of Understanding with Local 9 and AFSCME to approve Involuntary Leaves of Absences rather than layoffs provided for in the current Collective Bargaining Agreement effective July 1, 2011 through the date the Minnesota State shutdown is ended but no later than July 31, 2011 for the affected union employees for the staff reductions approved by the Board in the previous motion subject to the unions' ratifying the agreements. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Reinartz to set the project letting date to July 25, 2011 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 projects SAP 050-612-009 and SAP 050-612-010. Motion carried.

Date: June 28, 2011

Res. #38-11

RESOLUTION

On motion of Commissioner Tucker, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 28, 2011 at the Government Center, Austin, Minnesota.

WHEREAS, Mower County has submitted plans and specifications to the Commissioner of Transportation for the improvement of CSAH 12 [775th Avenue] between Highway 56 and a point approximately 535 feet south thereof under SAP 050-612-009; and

WHEREAS, Mower County will be expending State Aid Funds on the improvement of this roadway segment; and

WHEREAS, the approved State Aid Standards as they apply to this segment restrict all parking to that which is parallel to the curb.

NOW THEREFORE, BE IT RESOLVED by the Mower County Board of Commissioners that Mower County shall require that all parking of vehicles on this segment be parallel with the curb in accordance with the State Aid Standards.

Passed and approved this 28th day of June, 2011.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

The Board recessed at 10:35 a.m. and reconvened at 10:58 a.m.

New employee, Ruth Jensen, Payroll / Accounting Technician, was introduced to the Board.

Motion made by Commissioner Ankeny, seconded by Commissioner Reinartz to approve the minutes of June 7, June 14 and June 21, 2011. Motion carried.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

Motion by Commissioner Tucker, seconded by Commissioner Ankeny to approve the following Commissioner warrants for payment:

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
82659.80	AAA STRIPING SERVICE COMPANY	250.00	ADAMS FUNERAL HOME
324.00	ALBERT LEA ELECTRIC CO.	150.00	AMERICAN LEGION AUXILIARY POST
112.00	AMERICAN LEGION POST 146 ADAMS	130.00	AMERICAN LEGION POST 146 AUXIL
556.19	EARL ANDERSEN, INC.	630.56	ANDERSON RADIATOR SERVICE
7223.46	APEX EQUIPMENT LLC	105.71	ATLANTIC SAFETY PRODUCTS
533.20	BACHMAN PRINTING	380.00	BJORKKLUND COMPENSATION CONSULT
24037.78	BROCK WHITE CO LLC	28702.36	CEDAR VALLEY SERVICES, INC
1706.73	CHARTER COMMUNICATIONS	344.00	CHOSEN VALLEY TESTING, INC
1699.05	CITY OF AUSTIN	1345.87	COMMISSIONER OF TRANSPORTATION
844.15	DALCO	266.12	DIAMOND RIDGE PRINTING
105.00	DILIGENT SERVICE NETWORK	1560.40	DANIEL DONNELLY LAW FIRM
1250.44	DOUBLE K SPECIALTY, INC.	482.94	EMERGENCY AUTOMOTIVE TECHNOLOG
2647.50	ERICKSON ENGINEERING CO., LLC	100.00	FARMERS MARKET BUCKS
775.97	FIRESTONE	4560.00	FOX ELECTRIC COMPANY, INC
534.91	FRONTIER PRECISION, INC	293.07	G & K SERVICES
250.00	GFOA	140.31	GRAINGER
662.33	HANSON TIRE OF AUSTIN INC	474.34	IKON OFFICE SOLUTIONS
606.16	INNOVATIVE OFFICE SOLUTIONS,LL	12536.30	JONES,HAUGH & SMITH, INC.
387.50	KRUEGER TRANSPORTATION	1870.00	EVAN LARSON LAW OFFICE
1628.71	LASER PRODUCT TECHNOLOGIES	130.50	KATHY LEISEN
185.00	LEWIS SEPTIC TANK CLEANING	266.25	LEXISNEXIS MATTHEW BENDER
3849.93	LHB INC	813.87	JENNIFER LLOYD
171.41	LOCATORS & SUPPLIES, INC	412.07	M-R SIGN COMPANY, INC.
140.00	MACPO	249.99	MANTRONICS MAILING MACHINES
4500.00	MAYO CLINIC -ROCHESTER	1486.50	MAYO CLINIC HEALTH SYSTEM-AUST
290.00	MELCHERT HUBERT SJODIN	299.23	MENARDS - ROCHESTER SOUTH
1286.25	MINNESOTA COUNTIES INFORMATION	225.23	MISSISSIPPI WELDERS SUPPLY CO.
2108.75	MN OFFICE OF ENTERPRISE TECHN	311.00	MOWER COUNTY SHOPPER
2959.85	NAPA AUTO PARTS	460.00	NATIONAL TACTICAL OFFICERS ASS
154.03	NICOLS COMPLETE AUTOMOTIVE CEN	483.82	ORBITCOM
2260.00	PLUNKETT & ASSOCIATES INC	2736.00	POMP'S TIRE SERVICE, INC
130.30	PRINSCO, INC.	158.00	PRO CAL CORPORATION
145.61	PROLINE DIST., INC	296.06	PUBLIC SAFETY CENTER INC.
9176.27	RATWIK,ROSZAK & MALONEY,ATTY	16224.99	REGENTS OF THE UNIVERSITY OF M
110.00	REGNER, INC	100.00	RICHARDSON LAW OFFICE
158.93	ROAD MACHINERY & SUPPLIES CO.	1184.83	ROCKMOUNT RESEARCH & ALLOYS, I
750.00	RON MICHAELS CONSULTING INC	4034.35	RS EDEN INC
213.67	RUBBER-INC	3321.47	SCHILLING SUPPLY COMPANY
143.09	SHERWIN WILLIAMS COMPANY	11089.00	PAUL SPYHALSKI
1784.81	SWINGSAFE MAILBOX SUPPORTS LLC	3615.02	DAVE SYVERSON FREIGHTLINER
1753.37	ULLAND BROTHERS, INC.	1110.00	ULTRAMAX
1370.36	UNIFORMS UNLIMITED INC	7537.00	VANGUARD APPRAISALS INC
107.36	MARK WERNIMONT	2373.29	WEST GROUP
628.19	WHITewater WIRELESS,INC ROCHE	117.70	Y WASTE REMOVAL INC
2543.63	ZARNOTH BRUSH WORKS, INC.		
	35 PAYMENTS LESS THAN \$100	1,878.81	
****	FINAL TOTAL.....	\$280,702.65	****

The Commissioners also reviewed the non-commissioner warrants. Motion carried.

Motion by Commissioner Reinartz, seconded by Commissioner Bennett to deny the Application for Abatement of penalty of Kelli Cimmiyotti in regard to property in Section 29 of Sargeant Township for taxes payable in 2011. The basis for denial is consistency with current policy and practice. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Ankeny to approve the following liquor/beer/wine license renewals effective July 1, 2011 through June 30, 2012:

Echo Lanes	On Sale Liquor and Sunday Liquor
Windrift Lounge	On Sale Liquor and Sunday Liquor
Chateau Raceway	On Sale 3.2
River Oaks of Austin	On Sale Liquor and Sunday Liquor
Beaver Trails/Jellystone	On/Off Sale 3.2

Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Reinartz to approve the Multi Agency Law Enforcement Joint Powers Agreement for Minnesota Internet Crimes Against Children Task Force subject to the County Attorney's review and approval. Motion carried.

Date: June 28, 2011

Res. #39-11

RESOLUTION

On motion of Commissioner Bennett, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 28, 2011 at the Government Center, Austin, Minnesota.

WHEREAS the Legislature created the Council on Local Results and Innovation; and

WHEREAS the Council released a standard set of ten performance measures for counties that will aid residents, taxpayers and the state and local officials in determining the efficacy of counties in providing services and measuring residents' opinions of those services; and

WHEREAS Counties have an option to participate in the Performance Measurement Program and will be eligible for limited reimbursement of costs and will be eligible for exemption from levy limits for calendar year 2012 and 2013 by participating in the program.

THEREFORE BE IT RESOLVED, that the Mower County Board of Commissioners hereby approve participation in the Performance Measurement Program.

Passed and approved this 28th day of June, 2011.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Ankeny, seconded by Commissioner Bennett to adjourn the meeting at 11:16 a.m. until July 5, 2011 at 1:00 p.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

INDEX

A

adjourn, 142

D

destruction of files, 134

I

Involuntary Leaves of Absences
MN State shutdown, 138

L

late claim
less 25%, 134
liquor and beer license renewals, 141

M

Memorandums of Understanding -- Involuntary Leaves
of Absences
AFSCME, 138
Local 9, 138
minutes 6-7-11 and 6-21-11, 139
Multi Agency Law Enforcement Joint Powers
Agreement, 141

P

Proclamation #01-11

July Speed Awareness Month, 136

R

Res. #36-11 Social Service cases, 134
Res. #37-11 Income Maintenance cases, 135
Res. #38-11 Parallel Parking CSAH 12 in LeROY for
SAP 050-612-009, 139
Res. #39-11 Performance Measurement Program, 141
retirement recognition
Ruth Larson, 138

S

set letting date
7-25-11 @ 1
SAP 050-612-009 & SAP 050-612-010, 138
State of Minnesota Shutdown
Employee reductions through Involuntary Leaves of
Absences
Public Health, Human Services, Environmental
Services, 138

T

tax abatement – DENIED
Cimmiyotti, 140

W

warrants
Commissioner, 140