

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

October 23, 2012

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session October 23, 2012 at 8:30 a.m. at the Government Center in Austin, Minnesota.

Members present, viz:           Mike Ankeny, Chair  
  Raymond Tucker  
  Jerry Reinartz, Vice Chair  
  Tim Gabrielson  
  Denise Barthels, Clerk ProTemp  
Member absent:                 Tony Bennett

**HUMAN SERVICES BOARD:**

Introduction of new employee. Lindsay Brekke – Social Services Supervisor; Overview of director's report; 2012 Budget Update – Val Kruger

Commissioner Gabrielson moved and Commissioner Reinartz 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: October 23, 2012**

**Res. #70-12**

**RESOLUTION**

On motion of Commissioner Tucker, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held October 23, 2012 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 October 1, 2012 through October 31, 2012 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 October 2012 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 October 2012 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, Tim Gabrielson aye, Jerry Reinartz aye, and Ray Tucker aye. Passed and approved this 23<sup>rd</sup> day of October, 2012.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

**Date: October 23, 2012**

**Res. #71-12**

**RESOLUTION**

On motion of Commissioner Reinartz, seconded by Commissioner Tucker, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held October 23, 2012 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 October 1, 2012 through October 31, 2012 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments issued during the month of October 2012 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 October 2012 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 October 2012 as listed on the Report of Refunds and Cancellation, are hereby acknowledged as received.

The Commissioners voted as follows: Mike Ankeny aye, Tim Gabrielson aye, Jerry Reinartz aye, and Ray Tucker aye. Passed and approved this 23<sup>rd</sup> day of October, 2012.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

Motion made by Commissioner Gabrielson, seconded by Commissioner Tucker to adjourn the Human Services Board meeting at 9:03 a.m. Motion carried.

**COUNTY BOARD**

The Special Session of the Board was reconvened at 9:07 a.m. for regular business items.

Motion made by Commissioner Gabrielson, seconded by Commissioner Reinartz to authorize the Board Chairman and Community Health Services Administrator to sign a letter of support for the services provided by the Children's Dental Health Clinic. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Reinartz to approve the updated 2012 sliding fee scale for Child and Teen Checkup screenings performed by Mower County Health Services. Motion carried.

Lisa Kocer, Community Health Services Administrator, provided information reported in the 2011 Infectious Disease Report and provided updates on other community health issues and activities.

The Board recessed at 9:27 a.m. and reconvened at 9:44 a.m.

Commissioner Tucker reported on behalf of the Personnel Committee that there has been a request for a stipend for a Health & Human Services employee performing additional financial functions to assist with the payroll transition and year-end activities. The Health & Human Services Fiscal Supervisor has been training the new Payroll Benefits Coordinator leaving her unable to perform all the duties of her position and Todd Lysne has been assuming some of the additional duties to ensure the financial duties are completed. The staff proposes to offer Todd a stipend of \$250 per pay period beginning October 8, 2012 to complete these additional duties which is estimated at 10 – 15 hours per week. The money is available in the existing budget.

Motion made by Commissioner Tucker, seconded by Commissioner Gabrielson to approve a \$250 per pay period stipend for Todd Lysne to extend from October 8, 2012 through the week ending February 1, 2013 as long as there is no total budget increase necessary. Motion carried.

Jerry Reinartz reported on behalf of the Building Committee that the committee has been presented with a quote for generator fuel tank removal for LEC and H&HS project. The City of Austin included the removal of the tank as part of an RFP for tank removals. The estimated cost is \$11,686.91 which will be a split with 28% of the cost charged against the LEC budget and 72% against the general fund.

Motion made by Commissioner Reinartz seconded by Commissioner Tucker to approve the quote as part of the City of Austin's Request for Proposal for generator fuel tank removal from the LEC parking lot as part of the LEC and H&HS remodel project in the amount of \$11,686.91 of with 28% of the cost shall be charged against the LEC budget and 72% against the general fund. Motion carried.

**Date: October 23, 2012**

**Res. #72-12**

**RESOLUTION**

On motion of Commissioner Tucker, seconded by Commissioner Reinartz, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held October 23, 2012 at the Government Center, Austin, Minnesota.

WHEREAS, project number SAP 50-599-124 completed under contract number 21126 by Midwest Contracting, LLC has in all things been completed and the County Board being fully advised in the premise.

NOW THEN BE IT RESOLVED that we do hereby accept said completed project for and on behalf of the County of Mower and authorize final payment as specified herein:

Contract Amount: \$ 133,953.00  
Final Amount: \$ 130,419.20 [97.36%]  
Final Payment: \$ 7,005.46

Passed and approved this 23<sup>rd</sup> day of October, 2012.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

Mike Hanson, Public Works Director, provided the board with an update on the grandstand at the fairgrounds. A hazmat inspection has been scheduled.

In addition, Mike Hanson provided a preliminary report on the condition status of Mower County roads that are not eligible for CSAH funding. The Board indicated that the department should proceed with design plans for the roads that appear to be in need of upgrades so that they will be “shovel” ready when the Board approves the upgrades to be made.

Motion made by Commissioner Gabrielson, seconded by Commissioner Tucker to approve contract amendment with the Department of Ag BMP for an additional \$34,500 for low interest septic system loans. Motion carried.

At this time the Board continued the Public Hearing for CUP #784 of Leonard Grant for an agricultural-oriented business; specifically a livestock buying station in Section 32, Udolpho Township.

The Chair asked staff if there were additional comments or reports. Angie Knish, Environmental Services, had provided the Board with a report including exhibits. Commissioner Reinartz commented that after reviewing the report that the only significant difference in a feedlot and a buying station was an increase in the volume of traffic on a daily basis for a buying station. There is a MnDOT access driveway permit for commercial use and Mr. Slavin illustrated a proposed traffic flow report on the property. The County Attorney indicated that these issues cannot be taken into account when making a decision on the CUP.

The Chair called for new testimony only from persons in favor of CUP #784. None was received. The Chair then called for new testimony only from persons against CUP #784. Comments were made concerning Udolpho Township’s ruling on the CUP however the County Attorney indicated that the action(s) taken by Udolpho Township cannot be considered during the County Board’s ruling on CUP #784.

**Date: October 23, 2012**

**Res. #73-12**

**RESOLUTION**

On motion of Commissioner Reinartz, seconded by Commissioner Tucker, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held October 23, 2012 at the Government Center, Austin, Minnesota.

The Mower County Planning Commission having presented to the Mower County Board of Commissioners, CUP #784 of Leonard Grant, Petitioner, and to be issued pursuant to the Mower County Zoning Regulations for:

an Agriculturally-oriented business; specifically a livestock buying station.

Location: A 5 parcel, located in Section 32, Udolpho Township (T104N-R18W), and legally described as: The South 435.00 feet of the East 500.00 feet of the SE1/4 SW1/4 Section 32-T104N-R18W, Mower County, Minnesota; subject to highway easement on the southside thereof, on a parcel identified per tax records as 18.032.0035

Notice having been duly given, a public hearing was held on September 25, 2012 before the Mower County Planning Commission at 7:00 p.m. at the Mower County Government Center in the Commissioner's board room, on said petition.

Notice having been duly given, a public hearing was held on October 2 and October 23, 2012 before the Mower County Board of Commissioners, on said petition.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mower County Board has reviewed, accepts and adopts the findings of fact of the Mower County Planning Commission in the five required areas, which is hereby adopted by reference and kept on file in the office of Environmental Services; and

**BE IT FURTHER RESOLVED**, that said petition is hereby approved, as recommended by the Mower County Planning Commission with conditions as follows:

1. Applicant shall follow all state, federal and local regulations regarding the proposed use; and
2. The Owner/Applicant shall keep the site in a neat, orderly and aesthetically pleasing condition; and
3. The Owner/Applicant shall work cooperatively with Mower County to mitigate any issues brought to the attention of the County that are found to be legitimate and valid that may create a nuisance or health threat to adjoining landowners from the proposed use, and
4. The Owner/ Applicant shall provide adequate area onsite to park, back, turn-around or etc. so as to not create a nuisance or hazard to the traveling public. The trucks cannot be parked or backed onto the premises from the road or its right-of-way; and

5. This Conditional Use Permit shall lapse, and shall be no longer valid upon two-years of non-use; and
6. This Conditional Use Permit shall lapse and shall be no longer valid if the proposed use is not established within one year of being granted by the Board of Commissioners, and
7. The Owner/Applicant shall abide by all road and bridge weight restrictions or postings that apply to roads used as an ingress/egress to the property; and
8. The Owner/Applicant shall be liable for any road damages as a result of this operation as stated under MN Statute 169.88, cited above; and
9. Any vermin, flies, or other pests shall be controlled by feasible methods; and
10. This permit is based upon representation given by the applicant during the hearing process and any misrepresentation presented in this process may be grounds for revoking the permit.

This permit is in accordance with 14-49 (Agricultural District) and 14-28 (Conditional Use Permits) of the Mower County Zoning Ordinance (effective date 01/01/2003).

Passed and approved this 23<sup>rd</sup> day of October, 2012.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson

By: \_\_\_\_\_  
Clerk/Coordinator

Motion made by Commissioner Reinartz , seconded by Commissioner Gabrielson to approve the minutes of October 2 and October 9, 2012. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Reinartz subject to review and approval of the board by Thursday October 25, 2012 prior to payment.

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
570.71	A.E.S., INC.	1036.90	ABOVE ALL CLEANING, INC
1144.00	ADAMS, RIZZI AND SWEEN	13378.90	ADVANCED CORRECTIONAL HEALTHCA
118.20	ALLIANT ENERGY	593.75	AMERICAN INSTITUTIONAL SUPPLY
139.00	SCOTT ANDERSON	352.80	ANKENY'S MINI MART #5
3920.00	ARM OF MN	926.16	ASD HEALTHCARE
183.25	AUSTIN BUILDERS SUPPLY, INC	374.00	AUSTIN FIRE AND SAFETY
358.00	AUSTIN NEWSPAPERS INC	6295.44	AUSTIN UTILITIES
344.65	AUTO VALUE AUSTIN	426.92	BEST WESTERN KELLY INN ST CLOU
1109.28	BEVERLY ZIEMER TRUST	108.88	BOB BARKER COMPANY INC.
789.25	BOE BROTHERS TILING, INC	1040.00	BUREAU OF CRIMINAL APPREHENSIO
986.91	BUSTAD DOZING AND EXCAVATING I	320.00	WALLACE BUSTAD
266.84	CARDINAL HEALTH	33922.75	CARGILL INCORPORATED
447.00	CAROL CAROLAN	2188.27	CDW GOVERNMENT INC
28870.81	CEDAR VALLEY SERVICES, INC	2112.78	CHARTER COMMUNICATIONS
3450.00	CLARINDA ACADEMY	575.30	CLASEN-JORDAN MORTUARY

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

200.00 CLIA LABORATORY PROGRAM	15950.00 CLIFTONLARSONALLEN
3950.00 CORELOGIC TAX SERVICE REFUND D	2929.70 NORMAN CRAIG
165.72 CREATIVE FORMS & CONCEPTS	172.37 CULLIGAN OF AUSTIN
136.77 D & G ACE HARDWARE	2795.00 DAIRYLAND POWER COOP
667.24 DALCO	283.22 DE LAGE LANDEN FINANCIAL SERVI
256.72 DEER CREEK SPEEDWAY	967.95 DELL MARKETING L P
467.04 DIAMOND RIDGE PRINTING	288.00 DICK'S PLUMBING
140.00 DILIGENT SERVICE NETWORK	4433.40 DANIEL DONNELLY LAW FIRM
1514.95 DS SOLUTIONS INC	306.14 EMERGENCY AUTOMOTIVE TECHNOLOG
921.00 JOAN ENGEL	400.00 FAIRWAY OUTDOOR ADVERTISING LL
2543.29 L.R. FALK CONSTRUCTION CO.	1603.84 FARMERS STATE BANK
1624.57 FIDLAR TECHNOLOGIES INC	1232.00 DAVID FINLEY
335.01 FLEETPRIDE INC	104.00 FOX ELECTRIC COMPANY, INC
1378.26 FREEBORN COUNTY CO-OPERATIVE O	545.67 G & K SERVICES
465.45 GRAINGER	1011.38 HANSON TIRE OF AUSTIN INC
406.03 HANSON TIRE SERVICE INC.	300.00 KURT HANSON
311.38 HARTY MECHANICAL INC	378.53 HASLER MAILING SYSTEMS
150.27 HD SUPPLY FACILITIES MAINTENAN	1322.50 HODGMAN DRAINAGE CO, INC
520.50 HOLIDAY FORD, LINC, MERC	4120.22 HOME FEDERAL SAVINGS BANK
386.00 HOVERSTEN, JOHNSON, BECKMANN & H	620.00 IBMC
266.44 IDEACOM MID-AMERICA INC	1850.00 INDEPENDENT EMERGENCY SERVICES
1417.38 INNOVATIVE OFFICE SOLUTIONS, LL	174.64 INTERSTATE MOTOR TRUCKS, INC.
1650.66 BEVERLY JACOBSON	300.00 SANDRA JARVIS
275.00 KAY JOHNSON	560.00 JONES, HAUGH & SMITH, INC.
29576.00 KARR TUCKPOINTING LLC	336.00 KAUS RADIO
6018.00 KNOCHE FARMS	424.60 KRUEGER TRANSPORTATION
430.00 EVAN LARSON LAW OFFICE	614.90 LASER PRODUCT TECHNOLOGIES
1157.70 LENWAY LAW OFFICE	549.00 LERETA ATTN: CENTRAL REFUNDS
323.73 LEXISNEXIS MATTHEW BENDER	252.00 LIFE SAFETY CONSULTANTS
193.01 JENNIFER LLOYD	275.74 LTRS LLC
1904.51 LYLE SIGNS INC	496.86 M-R SIGN COMPANY, INC.
1157.88 MANPOWER	333.00 MARK'S ELECTRONICS
1653.73 MATHY CONSTRUCTION COMPANY	1550.00 MAYO CLINIC -ROCHESTER
1448.21 MAYO CLINIC HEALTH SYSTEM-AUST	29370.00 MCF - STW
200.16 MEDTOX LABORATORIES INC	780.89 MERCHANTS BANK
259.02 MIDTOWN TOWING	4450.78 MINNESOTA COUNTIES COMPUTER CO
347.87 MINNESOTA ELEVATOR, INC	110.00 MINNESOTA SHERIFF ASSOCIATION
591.61 MINNESOTA SUPPLY COMPANY	243.14 MISSISSIPPI WELDERS SUPPLY CO.
977.50 MN DEPT OF HEALTH WELL MANAGEM	100.00 MN FALL MAINTENANCE EXPO
141.08 MOLINE AWARDS AT STERLING	325.00 MOWER COUNTY SHOPPER
10594.80 MOWER COUNTY SOIL & WATER CONS	1666.70 NAPA AUTO PARTS
222.50 M.J. O'CONNOR, INC.	1700.00 OFFICE OF ENTERPRISE TECHNOLOG
5115.00 OLMSTED COUNTY COMMUNITY SERVI	170.00 OLMSTED MEDICAL CENTER CLINIC
255.36 ORCHARD PROPERTIES	5059.20 PARAGON PRINTING & MAILING INC
4151.52 PETROBLEND CORP.	413.45 PIONEER RIM & WHEEL CO
164.47 PLUNKETT'S PEST CONTROL	719.30 POST BULLETIN COMPANY LLC
465.30 PRISONER TRANSPORTATION SERVIC	539.14 PROLINE DIST INC
239.03 PUBLIC SAFETY EQUIPMENT LLC	162.00 RETAIL SERVICES
485.57 RICOH USA INC	337.50 RINKE-NOONAN
713.93 RONCO ENGINEERING SALES, INC.	205.00 S & S WATERWORKS
299.00 RIGOBETO SANCHEZ-BARRERA	1109.08 SCHILLING SUPPLY COMPANY
161.00 DR. SCHMITT	870.50 THOMAS SCHNEIDER
27717.94 SEVERSON OIL CO	432.28 SHRED-IT USA MINNEAPOLIS
5954.83 SMYTH COMPANIES INC	363.33 STAPLES CREDIT PLAN
106.00 SUPERIOR COURT OF CALIFORNIA	136.50 ORV TERHARK
176.00 JOHN THILL	3750.00 TIBURON
130.73 TIGERDIRECT	536.13 TOTALFUNDS BY HASLER
8024.20 TURNKEY CORRECTIONS	5600.00 UHL COMPANY INC
746.95 UNIFORMS UNLIMITED INC	363.38 UNIVERSITY OF MINNESOTA EXTENS
168.00 VERIFIED CREDENTIALS INC	2570.59 VERIZON WIRELESS
5153.40 VILLAGE RANCH INC.	1117.38 WASTE MANAGEMENT OF WI-MN
3597.00 WELLS FEDERAL BANK	10932.90 WEST PAYMENT CENTER
624.17 WRIGHT EXPRESS FSC	549.00 YAGGY COLBY ASSOCIATES INC



COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

---

3293.32 180 DEGREES INC  
58 PAYMENTS LESS THAN \$100 2,387.76  
\*\*\*\* FINAL TOTAL..... \$375,992.05 \*\*\*\*

Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Reinartz to adjourn the meeting at 10:34 a.m. Motion carried. The next meeting is scheduled for November 6, 2012 at 1:00 p.m.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

**BY:** \_\_\_\_\_  
**Chairperson**

**Attest:**

**By:** \_\_\_\_\_  
**Clerk/Coordinator**

**INDEX**

**\$**

\$250 per pay period stipend  
Todd Lysne, 284

**A**

adjourn, 289  
adjourn Human Services Board, 283  
Ag BMP contract amendment, 285

**D**

destruction of files, 281

**F**

fee scale-sliding  
Child and Teen Checkups, 283

**G**

generator fuel tank removal, 284

**L**

letter of support  
Children's Dental Health Clinic, 283

**M**

minutes, 287  
Mower County roads condition report, 285

**R**

Res. #70-12 social services cases, 281  
Res. #71-12 income maintenance cases, 282  
Res. #72-12  
Final Payment  
SAP 50-599-124, 284  
Res. #73-12  
CUP #784 Leonard Grant, 286

**W**

warrants, 287