

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

February 5, 2013

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session February 5, 2013 at 1:00 p.m. at the Government Center in Austin, Minnesota.

All members present, viz: Jerry Reinartz, Chair
 Tony Bennett, Vice Chair
 Tim Gabrielson
 Polly Glynn
 Mike Ankeny
 Craig Oscarson, County Coordinator

Lynette Bartesch, Child Support Officer, was recognized as the Employee of the Month.

Motion made by Commissioner Glynn, seconded by Commissioner Ankeny to approve a contract amendment with Fidlar Corporation to add the Monarch product, authorize the Recorder to sign the agreement on behalf of the County, authorize a one-time expenditure of \$2,500 for this product with funding from the Technology fund, authorize the Recorder to sign any supplemental subscriber agreements regarding this product and amend the 2013 budget in accordance with this motion. Motion carried.

Motion made by Commissioner Glynn, seconded by Commissioner Bennett to approve the service agreement with Fidlar Corporation for the Property Fraud Alert product, authorize the Recorder to sign the agreement on behalf of the County, authorize an expenditure of \$1,000 for said product out of the Technology fund reserves and to amend the 2013 budget in accordance with this motion. Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Gabrielson to set the grandstand project (for basic grandstand bleachers for seating for 1500 {including the foundation} roof, seat backs and press box) letting date to March 28, 2013 at 1:00 p.m. at the office of Public Works and awarded at the next County Board of Commissioner's meeting. Motion carried.

Motion made by Commissioner Ankeny seconded by Commissioner Glynn to authorize the chair to sign a letter of request to the Hormel Foundation for funding assistance for the grandstand project. Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Gabrielson to pay the Historical Society \$1866.44 which is the difference between the insurance settlement

(on the roof damage claim) and the net cost of the repairs which had been paid by the Historical Society. Motion carried.

Craig Oscarson, County Coordinator, updated the Board regarding the activities of the Redesign Steering Committee.

The County Board re-set their board meeting schedule for March back to the normal schedule to meet at the normal times on March 5, 12 and 26, 2013.

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to set the seasonal supplies letting date to March 7, 2013 at 1:00 p.m. at the office of County Public Works and awarded at the County Board of Commissioner's meeting. Motion carried.

Date: February 5, 2013

Res. #11-13

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 February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, project number SP 50-629-010 completed under contract number 21178 by Global Specialty Contractors 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:\$ 1,150,525.00
Final Amount: \$ 1,168,764.20 [101.59%]
Final Payment: \$ 58,438.22

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: February 5, 2013

Res. #12-13

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 February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, project number SAP 50-607-034 completed under contract number 21124 by Rud Excavating, Inc. 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: \$ 273,513.32
Final Amount: \$ 265,554.01 [97.09%]
Final Payment: \$ 13,277.71

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: February 5, 2013

Res. #13-13

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 February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, project number SAP 50-601-030 completed under contract number 21117 by Rud Excavating, Inc. 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: \$ 139,138.58
Final Amount: \$ 120,037.37 [86.27%]
Final Payment: \$ 6,001.87

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: February 5, 2013

Res. #14-13

RESOLUTION

**In Re: Mower County Zoning Ordinance term limits of the
Board of Adjustment and Planning Commission Members**

On motion of Commissioner Bennett, seconded by Commissioner Glynn, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, it has been a long term goal of the Mower County Board of Commissioner's to combine the members of the Planning Commission to those of the Board of Adjustment;

WHEREAS, the membership has now been combined, however the appointment terms and limits to each board do not run consecutively to satisfy the long term goal of the County Board of Commissioner's;

WHEREAS, The Mower County Zoning Ordinance, Section 14-21, paragraph (a) which states,

The members of the Planning Commission shall serve for terms of three (3) years each. Each member may be eligible at the discretion of the County Board for re-appointment, but not for more than three (3) consecutive terms.

WHEREAS the Mower County Zoning Ordinance, Section 14-22, paragraph (b) which states,

The Board of Adjustment shall consist of five (5) members. The members of the Board of Adjustment shall appointed by the County Board for initial terms of three (3), two (2) and one (1) years and thereafter for terms of three (3) years each. Each

member may be eligible, at the discretion of the County Board, for re-appointment, but for not more than three (3) consecutive three (3) year terms.

WHEREAS, the Mower County Board of Commissioner's wish to extend the appointment of Duane Hanson to the Mower County Board of Adjustment to 12/31/2015;

WHEREAS, the Mower County Board of Commissioner's wish to extend the appointment of Kyle Klaehn to the Mower County Board of Adjustment to 12/31/2014;

WHEREAS, the Mower County Board of Commissioner's wish to extend the appointment of Jane Thome to the Mower County Board of Adjustment to 12/31/2016;

NOW, THEREFORE, BE IT RESOLVED, that the Mower County Board of Commissioners has by resolution extended the above-listed Board of Adjustment appointments to allow these individuals to complete their appointed positions and terms to coincide with their appointment to the Mower County Planning Commission.

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Glynn, seconded by Commissioner Gabrielson to appoint Don Adams to the Board of Adjustment and Planning Commission for his first term effective January 1, 2013 through December 31, 2014. Motion carried.

Date: February 5, 2013

Res. #15-13

RESOLUTION

In Re: Combining Members of the Planning Commission and Board of Adjustment so that terms end on the same date

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 February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, it has been a long term goal of the Mower County Board of Commissioner's to combine the members of the Planning Commission to those of the Board of Adjustment;

WHEREAS, the membership has now been combined, however the appointment terms and limits to each board do not run consecutively to satisfy the long term goal of the County Board of Commissioner's;

WHEREAS, The Mower County Zoning Ordinance, Section 14-21, paragraph (a) which states,

The members of the Planning Commission shall serve for terms of three (3) years each. Each member may be eligible at the discretion of the County Board for re-appointment, but not for more than three (3) consecutive terms.

WHEREAS the Mower County Zoning Ordinance, Section 14-22, paragraph (b) which states,

The Board of Adjustment shall consist of five (5) members. The members of the Board of Adjustment shall appointed by the County Board for initial terms of three (3), two (2) and one (1) years and thereafter for terms of three (3) years each. Each member may be eligible, at the discretion of the County Board, for re-appointment, but for not more than three (3) consecutive three (3) year terms.

NOW, THEREFORE, BE IT RESOLVED, that

Duane Hanson:

Duane Hanson shall be appointed to the Planning Commission from 1/1/2013 through 12/31/2015.

Duane Hanson's third and final term to the Board of Adjustment shall be extended one year from 12/31/2014 to 12/31/2015.

Jim Risius:

Jim Risius' third terms run consecutively and both shall end 12/31/2013.

Kyle Klaehn:

Kyle Klaehn is currently appointed to the Planning Commission until 12/31/2014. Extend Mr. Klaehn's third and final term to the Board of Adjustment from 12/31/2012 to 12/31/2014.

Jane Thome:

Reappoint Jane Thome now, to her third and final term to the Planning Commission. Her third term will begin on 1/1/2014 and end on 12/31/2016. Mrs. Thome will continue to complete her second term thru 12/31/2013.

Extend Mrs. Thome's third and final term to the Board of Adjustment from 12/31/2014 to 12/31/2016.

Don Adams: Appoint Mr. Adams to the Planning Commission and to the Board of Adjustment from 1/1/2013 through 12/31/2015.

BE IT FURTHER RESOLVED, If any of the above appointee's choose to relinquish their position earlier than stated dates above to either one of the board appointments; both board positions must be relinquished at the same time and shall open their seat for another individual.

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: February 5, 2013

Res. #16-13

RESOLUTION

In Re: Mower County Zoning Ordinance Public Hearing dates

On motion of Commissioner Gabrielson, seconded by Commissioner Bennett, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, it has been a long term goal of the Mower County Board of Commissioner's to combine the members of the Planning Commission to those of the Board of Adjustment.

WHEREAS, the membership has now been combined, however the date, place and meeting times are not held on the same date;

WHEREAS, The Mower County Zoning Ordinance, Section 14-21, (Planning Commission) Section IV, Meetings, item A, which states,

The Mower County Planning Commission shall meet in regular session on the last Tuesday of the month at 7:00 p.m. in the Commissioners Conference Room of the Mower County Courthouse.

WHEREAS the Mower County Zoning Ordinance, Section 14-22, Para (e) which states,
The meetings of the Board of Adjustment shall be held at the call of its Chair and at such other times as the Board, in its rules of procedures may specify.

WHEREAS, the Mower County Board of Commissioner's wish to specify that the Board of Adjustment and Planning Commission meet on the same date;

NOW, THEREFORE, BE IT RESOLVED, as follows:

The Board of Adjustment shall be held on the last Tuesday of the month at 5:30 p.m. in the Commissioner's Room of the Mower County Government Center when there is official business to be attended to;

The Planning Commission shall meet in regular session on the last Tuesday of the month at 6:00 p.m. (or immediately following the Board of Adjustment, should their meeting run long) in the Commissioner's Room of the Mower County Government Center when there is business to be attended to;

BE IT FURTHER RESOLVED, temporary dates and times have been established for the Mower County Planning Commission and Board of Adjustment until amendments are made to the Zoning Ordinance.

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: February 5, 2013

Res. #17-13

RESOLUTION

In Re: Mower County Zoning Ordinance, change meeting dates due to 2013 Holidays

On motion of Commissioner Bennett, seconded by Commissioner Glynn, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held February 5, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, The Mower County Zoning Ordinance, Section IV, Meetings, Subd A. states, *The Mower County Planning Commission shall meet in regular session on the last Tuesday of the month at 7:00 p.m. in the Commissioners Conference Room of the Mower County Courthouse;* and

WHEREAS the Mower County Zoning Ordinance, Section 14-21, Section IV, Meetings, Subd B. states,

The Investigation Committee shall meet the Wednesday before the Planning Commission meeting in the afternoon.

WHEREAS, in December, year 2013, the last Tuesday of the month of December is December 31, commonly celebrated as a festivity called New Year's Eve and

WHEREAS the preceding Wednesday in year 2013 would be Christmas day and

WHEREAS, neither date would be a suitable date in which to hold a public hearing;

NOW, THEREFORE, BE IT RESOLVED, that the Mower County Board has by resolution changed the public hearing date, this one time, for the Planning Commission from December 31, 2013 to Monday, December 30, 2013, and the investigation committee shall convene on Tuesday, December 17, 2013, due to holiday festivities.

Passed and approved this 5th day of February, 2013.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to have the Planning Commission review the ordinance(s) for a possible amendment to add flexibility in the language for modifying the meeting schedule for holidays, etc. Motion carried.

Motion made by Commissioner Bennett, seconded by Commissioner Ankeny to approve the 2012 Annual Feedlot Report. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to approve the minutes of January 22, 2013. Motion carried.

Motion by Commissioner Ankeny, seconded by Commissioner Bennett to approve the following Commissioner warrants for payment subject to the review of the commissioners:

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
371.65	A+ PRINTING	9460.83	ADVANCED CORRECTIONAL HEALTHCA
107.11	ALLIANT ENERGY	27083.67	AMI IMAGING SYSTEMS INC
8468.92	ANOKA CO JUVENILE CENTER	200.00	MARK APPLEN
16889.00	ASSOCIATION OF MN COUNTIES	120.00	ATSSA
334.10	AUSTIN BUILDERS SUPPLY, INC	1020.12	AUSTIN DAILY HERALD
41393.04	AUSTIN UTILITIES	120.30	BLI LIGHTING SPECIALISTS
510.00	BUREAU OF CRIMINAL APPREHENSIO	1262.85	CARDINAL HEALTH
835.12	CARDMEMBER SERVICE	26579.18	CEDAR VALLEY SERVICES, INC
815.10	CENTURYLINK	2552.53	CHARTER COMMUNICATIONS
550.00	CHILDREN'S HOSPITALS & CLINICS	25504.14	CITY OF AUSTIN
250.00	CLASEN-JORDAN MORTUARY	175.00	COMM OF REVENUE

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

<p>333.35 COMMISSIONER OF TRANSPORTATION 443.40 JILL CORDES 459.45 DE LAGE LANDEN FINANCIAL SERVI 453.59 DEXTER LP, INC 8687.76 EMERGENCY AUTOMOTIVE TECHNOLOG 1141.89 EVANS PRINTING AND PUBLISHING, 1730.03 FIDLAR TECHNOLOGIES INC 2012.60 GERARD TREATMENT PROGRAM 848.83 DOUG GROH 449.53 HARTY MECHANICAL INC 924.47 HEMOCUE INC 160.00 ABDULKADIR HUSSEIN 8112.50 JONES, HAUGH & SMITH, INC. 847.00 KEEPRS, INC. 9036.00 KNUTSON CONSTRUCTION SERVICES 155.20 LANGUAGE LINE SERVICES 1307.77 LASER PRODUCT TECHNOLOGIES 5986.60 LHB INC 2526.93 MANPOWER 4650.00 MAYO CLINIC -ROCHESTER 19800.00 MCF - STW 112.50 MELCHERT HUBERT SJODIN 113.82 MIDTOWN TOWING 500.00 STEVE MILLER 151.07 MINNESOTA COUNTIES COMPUTER CO 351.95 MINNESOTA ELEVATOR, INC 7038.00 MINNESOTA SHERIFF ASSOCIATION 28917.00 MN DEPARTMENT OF CORRECTIONS 133570.00 MOTOROLA SOLUTIONS INC 5891.99 MOWER COUNTY SOIL & WATER CONS 810.00 NATIONAL ASSOC OF COUNTIES 1700.00 OFFICE OF ENTERPRISE TECHNOLOG 103.51 HEIDI OLSON 700.00 OSMUNDSON BROTHERS INC 4537.46 PARAGON PRINTING & MAILING INC 430.00 PETROBLEND CORP. 885.95 POST BULLETIN COMPANY LLC 1541.10 PRISONER TRANSPORTATION SERVIC 639.09 RICOH USA INC 700.00 RIVERSIDE PSYCHOLOGICAL SERVIC 2108.78 RS EDEN INC 2000.00 RURAL MINNESOTA ENERGY BOARD 262.77 SELLERS LOCK & KEY 1300.00 SEMREX 5398.13 SGTs INC 290.62 SHRED-IT USA MINNEAPOLIS 4000.00 SOUTHEAST MN WATER RESOURCES B 288.17 SYNERGY GRAPHICS INC. 678.00 ULTRAMAX 6162.26 VEOLIA ENVIRONMENTAL SERVICES 2274.22 VERIZON WIRELESS 2532.47 WASTE MANAGEMENT OF WI-MN 440.13 WRIGHT EXPRESS FSC 136.64 ZEE MEDICAL SERVICE 170.73 180ORADIATOR 47 PAYMENTS LESS THAN \$100</p>	<p>1016.21 CONTINENTAL RESEARCH CORP. 400.60 DALCO 12284.79 DEVELOPMENT CORP OF AUSTIN 2180.90 DANIEL DONNELLY LAW FIRM 1629.00 ENVIRONMENTAL ASSURANCE 138.99 FASTENAL COMPANY 2625.59 FOX ELECTRIC COMPANY, INC 407.02 GRAINGER 322.48 HANSON TIRE OF AUSTIN INC 378.53 HASLER MAILING SYSTEMS 228.29 HOLIDAY FORD, LINC, MERC 1271.33 INNOVATIVE OFFICE SOLUTIONS, LL 1910.25 KANE & JOHNSON ARCHITECTS INC 453.82 KESTNER ELECTRIC, INC. 416.50 KRUEGER TRANSPORTATION 200.00 EVAN LARSON LAW OFFICE 480.54 LEXISNEXIS MATTHEW BENDER 627.04 M-R SIGN COMPANY, INC. 14286.00 MAVO SYSTEMS 5951.75 MAYO CLINIC HEALTH SYSTEM-ALBE 194.76 MEDTOX LABORATORIES INC 2032.57 METRO SALES, INC. 2800.00 MIDWEST CLINICAL PSYCHOLOGISTS 270.00 MINN CO HWY ENGINEERS ASSN 150.00 MINNESOTA DEPARTMENT OF HEALTH 855.99 MINNESOTA HUMAN SERVICES 150.00 MN ASSOC OF COUNTY VET SERVICE 1540.24 MN DEPT EMPLOYMENT & ECONOMIC 3208.59 MOWER COUNTY HISTORICAL SOC 1346.25 NAPA AUTO PARTS 875.00 NORTHLAND SECURTIES INC 8910.00 OLMSTED COUNTY COMMUNITY SERVI 539.16 ORBITCOM 675.00 PALLETON OF MINNESOTA 1093.63 MARSHA PAWLUK 467.50 BONNIE PITTS 5580.00 PRAIRIE LAKES YOUTH PROGRAMS 150.00 PROFESSIONAL PORTABLE X-RAY IN 2400.00 RINKE-NOONAN 1781.67 ROCHESTER SAND AND GRAVEL, INC 302.16 RUBBER-INC 1589.71 SCHILLING SUPPLY COMPANY 6000.00 SEMNGTF 9573.26 SEVERSON OIL CO 3325.00 SHORT ELLIOTT HENDRICKSON INC 417.02 SMYTH COMPANIES INC 245.00 PAUL SPYHALSKI 3198.44 TURNKEY CORRECTIONS 145.00 UNIVERSITY OF MINNESOTA 907.00 VERIFIED CREDENTIALS INC 5325.18 VILLAGE RANCH INC. 6192.04 WEST PAYMENT CENTER 469.56 YOUNG'S WELDING, INC. 2993.20 180 DEGREES INC 2,369.17 \$576,687.65 ****</p>
<p>**** FINAL TOTAL.....</p>	<p>****</p>

Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Gabrielson to authorize the chair to sign a memorandum of understanding for the Seibel Center grant. Motion carried.

Motion by Commissioner Gabrielson, seconded by Commissioner Bennett to adjourn the meeting at 2:19 p.m. Motion carried. The next meeting is scheduled for February 12, 2013 at 8:30 a.m.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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