

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

April 28, 2015

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session April 28, 2015 at 8:30 a.m. at the Government Center in Austin, Minnesota.

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

Motion made by Commissioner Glynn, seconded by Commissioner Reinartz to approve the agenda. Motion carried.

Jill Cordes, County Recorder, provided the Board with a departmental update.

Motion made by Commissioner Glynn, seconded by Commissioner Gabrielson to approve the minutes of April 14, 2015. Motion carried.

Motion made by Commissioner Glynn, seconded by Commissioner Reinartz to approve the \$5,000 Public Health Emergency Preparedness (PHEP) Ebola Supplemental Grant Agreement effective April 1, 2015 through September 30, 2016.

Lisa Kocer, Health & Human Services Director, provided the Board with Community Health Updates which included the 2014 Community Health Annual Narrative and an Infectious Disease Update regarding Avian influenza.

Commissioner Ankeny read a letter of commendation from the Minnesota Department of Human Services in recognition of the Mower County staff's perfect performance in meeting DHS financial reporting requirements.

Motion made by Commissioner Bennett, seconded by Commissioner Reinartz to approve Human Services Accounts Payable. Motion carried.

Commissioner Glynn reported on behalf of the Personnel Committee reviewed a request from the Extension Service seeking authorization for re-employment of the previous summer secretary.

Motion made by Commissioner Glynn, seconded by Commissioner Reinartz to hire the temporary summer secretary for the Extension office at the wage of \$11.22 per hour for a maximum of 310 hours not to exceed the budgeted amount of \$3825.00. Motion carried.

Also Commissioner Glynn reported that the Personnel Committee had reviewed a request from the Highway department seeking authorization for hiring summer temps.

Motion made by Commissioner Glynn, seconded by Commissioner Bennett to hire temporary non-benefited summer highway help at a rate of \$11.00 per hour to fall within the 2015 budgeted parameters. Motion carried.

Commissioner Reinartz reported on behalf of the Solid Waste Committee that County staff has met with the Committee and has recommended that the Mower County Solid Waste Management Ordinance may be out of date and need revision. Staff has noted that the current ordinance has been in place since 1992 with little or no changes since then and may not meet all the needs of the county today. In addition, staff has reviewed other county ordinances, including one from Sherburne County which appears to be very comprehensive compared to our ordinance. As the Mower County ordinance is over 20 years in age and there have been many changes since then in this area, the Solid Waste Committee agrees with the need to review our current ordinance for necessary changes to meet the needs of Mower County as they exist today and into the future. The Committee offered a proposed resolution for consideration.

Date: April 28, 2015

Res. #30-15

RESOLUTION

AUTHORIZING AND DIRECTING THE STUDY OF POSSIBLE AMENDMENT OF MOWER COUNTY'S OFFICIAL CONTROLS RELATING TO THE REGULATION OF WASTE WITHIN MOWER COUNTY

On motion of Commissioner Reinartz, seconded by Commissioner Glynn the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 28, 2015 at the Government Center, Austin, Minnesota.

WHEREAS, Mower County has an ordinance regulating the storage, transportation and disposal of solid waste materials within Mower County, said Ordinance No. I-92; and,

WHEREAS, the Solid Waste Management Ordinance has been in place since 1992 with little or no amendment thereto; and,

WHEREAS, the Mower County Zoning Ordinance regulates the placement and operation of waste facilities within Mower County; and,

WHEREAS, the Mower County Comprehensive Plan of 2002 and Waste Management Plan address solid waste handling and disposal; and

WHEREAS, the Mower County Board of Commissioners believes it would be in the public interest to determine whether given the passage of time, change in circumstances, and changes in pertinent law that have or may have occurred since the Mower County Solid Waste Management Ordinance was originally passed to study whether the Solid Waste Management Ordinance, the Mower County Zoning Ordinance, the Mower County

Comprehensive Plan, and/or the Mower County Solid Waste Management Plan should be amended, extended, or added to in any way in order to better protect the public health, safety and welfare, and the land and water resources of the County; and,

WHEREAS, the Mower County Planning Commission has responsibility for reviewing amendments to official controls within the County; the Mower County Environmental Services Department administers and manages official controls relating to Zoning Ordinances and the Solid Waste Management Ordinance; and there exists within the County a Solid Waste Committee to which Commissioners Ankeny and Reinartz are currently appointed to.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Mower County Planning Commission, the Mower County Environmental Services Department, and the Mower County Solid Waste Committee are hereby directed and authorized to begin studying the County's current official controls and plans that relate to waste management, handling, disposal, and regulation to determine whether revisions, amendments, extensions, or any other changes to those ordinances would be necessary or desirable in order to protect the public health, safety and welfare in Mower County.
2. The Mower County Planning Commission, Environmental Services Department and Solid Waste Committee should, as part of that study, determine whether, in connection with any proposed revisions to the County Solid Waste Management Ordinance and/or the County Zoning Ordinance, that the County's Comprehensive Plan should be updated or modified.
3. The Mower County Planning Commission, Environmental Services Department, and Solid Waste Committee are directed to consider and determine the most appropriate means of conducting the study, including the necessity and desirability of contracting with outside consultants or experts in order to assist in this process.

Passed and approved this 28th day of April, 2015.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Craig Oscarson, County Coordinator, provided information to the Board concerning an Omnibus Bill – Wind Energy Tax; SF1636 and HF2162. It is a concern of the Rural Energy Board. The question was presented as to whether the Board on behalf of the County want to take a position on the bills?

Motion made by Commissioner Reinartz, seconded by Commissioner Bennett to authorize the chair to send a letter to the governor and legislators regarding the proposed legislation in SF1636 and HR2162 regarding the wind energy tax informing them that Mower County does not support the proposed legislation and supports leaving the formula the way it is currently. Motion carried.

Mike Hanson, Public Works Director, informed the Board that he had been contacted by Vision 2020 to remove / clean-up the graffiti on the Roosevelt Bridge. He approved the work without getting additional information. The result was a painting over the graffiti that hasn't been what may have been envisioned with Vision 2020's request.

Date: April 28, 2015

Res. #31-15

RESOLUTION

On motion of Commissioner Glynn, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 28, 2015 at the Government Center, Austin, Minnesota.

WHEREAS, project number SP 50-629-011 completed under contract number 21214 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: \$2,486,536.40
Final Amount: \$2,708,556.49 [108.93%]
Final Payment: \$ 135,427.83

Passed and approved this 28th day of April, 2015.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: April 28, 2015

Res. #32-15

RESOLUTION

On motion of Commissioner Reinartz, seconded by Commissioner Bennett, the following Resolution was passed and adopted by the Mower County Board of

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

Commissioners at a meeting held April 28, 2015 at the Government Center, Austin, Minnesota.

WHEREAS, the County of Mower is planning to implement County State Aid Street Projects in 2015 which will require State Aid funds in excess of those available in its State Aid Regular Construction Account, and

WHEREAS, said County is prepared to proceed with the construction of said projects through the use of an advance from the County State Aid Construction Fund to supplement the available funds in their State Aid Regular Construction Account, and

WHEREAS, the advance is based on the following determination of estimated expenditures:

Account Balance as of date 04/22/2015		\$3,621,743.62
Less estimated disbursements:		
Project SAP 050-601-033	\$ 449,373.75	
Project SAP 050-606-028	\$ 411,177.50	
Project SAP 050-607-038	\$ 811,275.90	
Project SAP 050-616-032	\$ 492,219.00	
Project SAP 050-608-XXX	\$1,611,152.00	
Project Finals (overruns-if any)	\$ 602,635.00	
Total Estimated Disbursements		\$4,377,833.15
Advance Amount (amount in excess of acct balance)		\$ 756,089.53

WHEREAS, repayment of the funds so advanced will be made in accordance with the provisions of Minnesota Statutes 162.08, Subd. 5 & 7 and Minnesota Rules, Chapter 8820, and

WHEREAS, the County acknowledges advance funds are released on a first-come-first-serve basis and this resolution does not guarantee the availability of funds.

NOW, THEREFORE, Be It Resolved: That the Commissioner of Transportation be and is hereby requested to approve this advance for financing approved County State Aid Highway Projects of the County of Mower in an amount up to \$756,089.53 in accordance with Minnesota Rules 8820.1500, Subp. 9. I hereby authorize repayments from subsequent accruals to the Regular Construction Account of said County from future year allocations until fully repaid.

Passed and approved this 28th day of April, 2015.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Gabrielson, seconded by Commissioner Glynn to approve a one-year extension to September 5, 2015 for CUP #788 of Robert and Betty Wilson for one additional single-family dwelling in Section 7, Pleasant Valley Township. The CUP expired 9/5/2014. Motion carried.

Motion made by Commissioner Glynn, seconded by Commissioner Gabrielson to enter into a contract with Sarah Berg for transcription services for the County Attorney's office and authorize the County Attorney to sign the agreement. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Reinartz to approve the following Commissioner warrants for payment:

<u>Vendor Name</u>	<u>Amount</u>	<u>Vendor Name</u>	<u>Amount</u>
180 Degrees Inc	6,666.94	Harty Mechanical Inc	2,198.20
Action Battery Wholesalers Inc.	12,749.00	Jones Haugh & Smith Inc	3,917.95
Anoka County Human Services	6,993.00	Marston Consulting Group, Llc	2,800.00
Austin Utilities	5,446.50	Mayo Clinic -Rochester	3,100.00
Bruening Rock Products Inc	2,456.57	Mayo Clinic Health System-Albert Lea &	5,425.00
Cdw Government Inc	4,294.08	Metro Sales Inc	2,727.74
Cedar Valley Services, Inc	26,967.05	Midwest Monitoring & Surveillance	3,408.75
Crawler Welding Inc	6,944.98	Minnesota Human Services	3,171.19
Damel Corporation	4,356.25	Nelson Auto Center	53,295.90
Department Of Corrections	19,460.00	Stroup & Lewison Distributing Inc	5,935.00
Donnelly Law Firm/Daniel	2,427.17	Thomson Reuters-West Payment Center	3,150.84
Erickson Engineering Co., Llc	8,396.50	Turnkey Corrections	5,934.00
Falk Construction Co./L.R.	11,483.12	100 Payments less than 2000	39,859.10
		Final Total:	253,564.83

Motion carried.

Motion made by Commissioner Bennett, seconded by Commissioner Gabrielson to accept a \$50.00 donation from Grace Christian Church, LeRoy, MN for the Mentoring program.

Motion made by Commissioner Reinartz, seconded by Commissioner Glynn to approve the application of Rose Srock for a duplicate warrant in the amount of \$75.00 for previous warrant #54281 without bond or surety. Motion carried.

Date: April 28, 2015

Res. #33-15

RESOLUTION

On motion of Commissioner Glynn, seconded by Commissioner Reinartz, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 28, 2015 at the Government Center, Austin, Minnesota.

WHEREAS, Mower County encourages the increased use of the bicycle or walking for transportation, benefiting all citizens of Mower County by improving air quality, reducing traffic congestion and noise, decreasing the use of and dependence upon finite energy sources, and fostering exercise; and

WHEREAS, Mower County recognizes the bicycle as a legitimate roadway vehicle and therefore is entitled to legal and responsible use of all public roadway facilities in Minnesota except where prohibited by law; and

WHEREAS, Mower County recognizing the use of bicycles and walking as viable modes of transportation, endeavors to promote safe and responsible multi-modal transportation and is committed to planning for multi-modal transportation in retail districts, near educational institutions and throughout residential neighborhoods; and

WHEREAS, the League of American Bicyclists established May 15 as National Bike to Work Day; and

WHEREAS, the Mower County Board of Commissioners and Prairie Visions encourage all residents to choose walking or biking to work, to the store, to the park, around neighborhoods and with friends and family to promote the personal and societal benefits achieved from active living;

NOW, THEREFORE, BE IT RESOLVED that the Mower County Board of Commissioners hereby declares May 15, 2015 as Bike or Walk to Work Day in Mower County.

Passed and approved this 28th day of April, 2015.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Reinartz, seconded by Commissioner Gabrielson to adjourn the meeting at 10:12 a.m. Motion carried. The next meeting is scheduled for May 5, 2015 at 1:00 p.m.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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