

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
October 22, 2019 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Lori Gunnink, James Jens, James Kluis, David Thiner, and Dennis Welgraven. Also present were County Administrator Thomas Burke, County Attorney Travis Smith, Community Relations Coordinator Christy Riley, and Economic Development Director Amy Rucker.

The Chairman asked if there were any additions to the agenda. Several were added.

It was moved by Welgraven, seconded by Gunnink, and passed to approve the agenda as modified.

No conflicts of interest were identified.

CONSENT AGENDA

1. Approve October 15, 2019 Minutes
2. Approve Ditch Bills: \$55,251.12

It was moved by Welgraven, seconded by Kluis, and passed to approve consent agenda item #1.

OPEN FORUM / PUBLIC COMMENT

Clarice Nord was present for Open Forum. She advised that water from the fairgrounds backs up into the sewers in her neighborhood on Linden Avenue just east of the fairgrounds. She is in favor of the proposed tiling project at the fairgrounds and requests that the water be directed away from her neighborhood.

DITCH BILLS

A motion was made by Kluis and seconded by Gunnink with all members of the Board voting their approval to accept the report of the petitions for repair that have been inspected for determining what repairs, if any, are necessary, the extent and nature of such repairs, an estimated costs of such repairs, and a list of bills presented for payment that will enable said ditches to answer their purposes and to pay all bills contained within the report.

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DITCH BILLS CONTINUE ON NEXT PAGE.*

Ditch Bill Report for 10-22-2019

<u>Vendor</u>	<u>Ditch #</u>	<u>Amount</u>			
<u>Bolton & Menk Engineering</u>					
	JD 3	24,621.50	JD 3 Improvement		
	Subtotal	<u>24,621.50</u>			
<u>Cooreman Contracting, Inc.</u>					
	JD 20A	325.00	#2019-074	ok'd by T. Radke 10/16/19	1-Jens
	Subtotal	<u>325.00</u>			
<u>Johnson Ditching, Inc.</u>					
	CD 6	4,439.50	#2018-079	ok'd by T. Radke 10/16/19	2-Gunnink
	CD 11	1,575.74	#2019-025	ok'd by T. Radke 10/16/19	2-Gunnink
	CD 46	345.00	#2019-092	ok'd by T. Radke 10/16/19	2-Gunnink
	JD 14	273.00	#2019-024	ok'd by T. Radke 10/16/19	2-Gunnink
	Subtotal	<u>6,633.24</u>			
<u>Johnson, Steven (Viewing Services)</u>					
	JD 11	548.20	Redetermination of Benefits - Viewing Services		
	CD 11	825.00	Redetermination of Benefits - Viewing Services		
	CD 57	950.00	Redetermination of Benefits - Viewing Services		
	Subtotal	<u>2,323.20</u>			
<u>Larson Backhoe Service</u>					
	CD 65	613.79	#2019-016	ok'd by T. Radke 10/16/19	1-Jens
	CD 43A	406.90	#2019-022	ok'd by T. Radke 10/16/19	1-Jens
	CD 43M	581.88	#2019-047	ok'd by T. Radke 10/16/19	1-Jens
	CD 43M	794.15	#2019-028	ok'd by T. Radke 10/16/19	1-Jens
	CD 43M	2,093.55	#2019-068	ok'd by T. Radke 10/16/19	1-Jens
	CD 43A	576.79	#2019-076	ok'd by T. Radke 10/16/19	1-Jens
	JD 10	646.00	#2019-019	ok'd by T. Radke 10/16/19	3-Welgraven
	CD 55	972.72	#2019-006	ok'd by T. Radke 10/16/19	1-Jens
	CD 44	433.70	#2019-049	ok'd by T. Radke 10/16/19	1-Jens
	CD 44	583.21	#2019-020	ok'd by T. Radke 10/16/19	1-Jens
	Subtotal	<u>7,702.69</u>			
<u>Luke Olton Mapping Solutions</u>					
	CD 63	579.97	Redetermination of Benefits - Viewing Services		
	CD 67	1,481.55	Redetermination of Benefits - Viewing Services		
	CD 75	665.31	Redetermination of Benefits - Viewing Services		
	JD 10	1,097.47	Redetermination of Benefits - Viewing Services		
	JD 14	1,354.29	Redetermination of Benefits - Viewing Services		
	Subtotal	<u>5,178.59</u>			
<u>Riley Land Improvement, LLC</u>					
	CD 35	591.50	#2019-054	ok'd by T. Radke 10/8/19	3-Welgraven
	JD 17-Lk. Elsie	1,107.00	#2018-089	ok'd by T. Radke 10/10/19	4-Khuis
	Subtotal	<u>1,698.50</u>			
<u>Rinke Noonan Law Firm</u>					
	CD 11	2,719.00	St. Hwy 30 Emergency Repairs		
	CD 22	\$ 1,774.50	Improvement/Appeal - Legal		
	JD 3	102.00	Improvement - Legal		
	Admin	200.00	Monthly Retainer		
	Subtotal	<u>4,795.50</u>			
<u>Ryan West Excavating, Inc.</u>					
	CD 67	1,972.90	#2019-014	approved by T. Radke on 10/11/19	3-Welgraven
	Subtotal	<u>1,972.90</u>			
	Total Ditch Bills:	<u>55,251.12</u>			

Auditor/Treasurer Heidi Winter shared that the County's Ditch Attorney Kurt Deter advised her that the process the County has been following for approving pay applications for Judicial Ditch 3 is proper.

It was moved by Jens, seconded by Welgraven, and passed to approve pay applications to Cooreman Contracting for the Judicial Ditch No. 3 Improvement Project as follows:

- Pay Application 4: \$260,573.74 (From 10-15-19 Agenda)
- Pay Application 5: \$197,520.48

FORFEITED LAND CERTIFICATION

Auditor/Treasurer Heidi Winter asked the Commissioners to each sign the Forfeited Land Certification of values set at the October 1 and October 15, 2019 meetings.

SOLID WASTE ASSESSMENT

Ag & Solid Waste Administrator Jon Bloemendaal and the Board discussed potential changes to the Solid Waste Assessment. Bloemendaal will come back to the Board on November 19 to request that adjusted rates be set.

DITCH INSPECTION REPORT

A motion was made by Jens, seconded by Gunnink, and carried that the Commissioners in conjunction with the appointed ditch inspector in and for the County of Murray, have examined and inspected that portion of the foregoing described County and Judicial Ditches, lying within the County of Murray, for the purpose of determining what repairs are necessary and ordered said repairs to be made, by this report given thereon at a Murray County Board of Commissioner's meeting, held in the Commissioners Room of the Murray County Government Center, Slayton, Minnesota.

- Petition 2019-099 (JD10, Slayton Twp. Sec. 12, District 3–Welgraven)
- Petition 2019-102 (CD27, Murray Twp. Sec.31, District 1–Jens)
- Petition 2019-103 (CD86, Lake Sarah Twp. Sec. 4, District 2–Gunnink)
- Petition 2019-104 (CD40, Bondin Twp. Sec. 24, District 5–Thiner)

EMERGENCY MANAGEMENT LOGOS

It was moved by Jens, seconded by Welgraven, and passed to approve a new logo for the Emergency Management Department.

EMERGENCY MANAGEMENT UPDATE

Emergency Management Services/Safety Director Justin Koch updated the Board on his activities and funds recovered from the State of Minnesota and the Federal Emergency Management Agency (FEMA).

CONDITIONAL USE PERMIT SPECIAL CONDITION EXTENSION

It was moved by Jens, seconded by Gunnink, and passed to extend the deadline of special condition #5 of Conditional Use Permit #1325 (SW1/4, Section 18, Lime Lake Township) to July 1, 2010.

MINNESOTA ASSOCIATION OF PLANNING & ZONING ADMINISTRATORS (MACPZA) ANNUAL CONFERENCE

Zoning Administrator Jean Christoffels summarized the 2019 MACPZA Annual Conference that she attended.

APPOINTMENT OF A BOARD OF ADJUSTMENT MEMBER

It was moved by Kluis, seconded by Welgraven, and passed to appoint Dan Bierma to the Murray County Board of Adjustment to finish Doug Stewart's term that expires on January 1, 2021.

MURRAY COUNTY LAND USE ORDINANCE

It was moved by Jens, seconded by Gunnink, and passed to adopt all proposed amendments to the following Murray County Land Use Ordinances and the Zoning Map effective January 1, 2020:

- Murray County Subdivision Ordinance
- Murray County Renewable Energy Ordinance
- Murray County Adult Use Ordinance
- Murray County Zoning Ordinance

PLUM CREEK LIBRARY SYSTEM UPDATE

Commissioner Gunnink gave an update on the search for a new director for the Plum Creek Library System.

SEEDING AND HYDROMULCHING AT SUNDQUIST PARK

It was moved by Gunnink, seconded by Kluis, and passed to approve seeding and hydromulching at Sundquist Park by David A. Swenson, LLC. for a cost of \$3,937.75.

COMMITTEE REPORTS

The Commissioners gave their committee reports for the period of October 6, 2019 to October 19, 2019.

James Jens reported on Shetek Area Water and Sewer/Hospital Planning – October 14, Commissioner Board Meeting (partial per diem claimed) – October 15, Southwest Health and Human Services (no per diem claimed) – October 16, Casey Jones Trail (partial per diem claimed) – October 17.

Lori Gunnink reported on Shetek Area Water and Sewer (partial per diem claimed) – October 14, Commissioner Board Meeting (partial per diem claimed) - October 15, Plum Creek Library (partial per diem claimed) – October 16, Casey Jones Trail (partial per diem claimed) – October 17.

Dennis Welgraven reported on Red Rock Rural Water (partial per diem claimed) – October 9, SRDC (partial per diem claimed) – October 10, Commissioner Board Meeting (partial per diem claimed) – October 15, Southwest Health and Human Services (no per diem claimed) – October 16.

Jim Kluis reported on Hospital Board Meeting (partial per diem claimed) – October 7, Hospital Board Meeting (partial per diem claimed) – October 14, Commissioner Board Meeting (partial per diem claimed) – October 15.

David Thiner reported on Commissioner Board Meeting (partial per diem claimed) – October 15, Transit Meeting/EMS-Ambulance (partial per diem claimed) – October 16.

It was moved by Kluis, seconded by Gunnink, and passed to approve the Commissioner Vouchers for the period of October 6, 2019 to October 19, 2019.

DISCUSSION ON 2020 DITCH LEVIES

The Board discussed preliminary ditch levies for 2020.

TRANSFER OF FUNDS WITHIN THE DITCH FUND

It was moved by Welgraven, seconded by Kluis, and passed to authorize transferring the following dollars within the Ditch Fund (21), further moving to authorize transferring any future amounts received in these drainage systems in the same manner:

<u>From</u>	<u>To</u>	<u>Amount</u>
County Ditch 27 Bond (0270-2, 21-682)	County Ditch 27 (0270, 21-681)	\$ 11,551.93
County Ditch 34 Bond (0340-2, 21-694)	County Ditch 34 (0340, 21-693)	\$ 55,333.42
Judicial Ditch 13 Bond (1130-2, 21-826)	Judicial Ditch 13 (1130-0, 21-825)	\$ 112,209.17

BONDING FOR JUDICIAL DITCH 3

Auditor/Treasurer Heidi Winter said she was advised by George Eilertson of Northland Securities that the County should wait to bond until the project is done and costs are known.

COUNTY ADMINISTRATOR PERFORMANCE EVALUATION

12:15 p.m. It was moved by Jens, seconded by Gunnink and passed to go into closed session for County Administrator Thomas Burke's 3-month performance evaluation pursuant to Minnesota Statute 13D.05, subd. 3.

12:57 p.m. It was moved by Gunnink seconded by Kluis and passed to come out of closed session.

The Board Chair summarized County Administrator Burke's 3-month performance evaluation as "Meets Expectations".

UPCOMING MEETINGS

The budget will be reviewed at the November 5, 2019 regular Board Meeting.

The Commissioners summarized their schedules for the upcoming weeks.

The meeting was adjourned at 1:02 p.m.

ATTEST:

Amy Rucker, Economic Development Director

David Thiner, Chairman of the Board