

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
December 26, 2017, 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Glenn Kluis, Gerald Magnus, Lori Gunnink, James Jens and David Thiner. Also, present Ronda Radke, Assistant Human Resources Director and Travis Smith, County Attorney.

The meeting opened by reciting the Pledge of Allegiance to the Flag.

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

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

No conflicts of interest were identified.

Consent Agenda

1. Approve minutes from December 19, 2017

It was moved by Jens seconded by Magnus and passed to approve consent agenda item 1 with corrections.

A motion was duly made by Magnus, seconded by Jens and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated 12/26/2017 with fund totals as follows and warrants numbered 154694 through 154763:

County Revenue Fund	70,638.24
County Road & Bridge Fund	22,111.40
EDA	54.60
Hospital Maintenance	25,050.00
Sunrise Terrace	1,531.72
SAWSD	
Total	119,385.96

A motion was made by Magnus, seconded by Gunnink, with all members of the Board voting their approval to accept the report of the Ditch Committee of the County and Judicial Ditches lying within the County of Murray on those 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 or 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.

<u>Contractor</u>	<u>Ditch #</u>	<u>Amount</u>	<u>Petition #</u>	<u>Inspector</u>	<u>Commissioner District</u>
<u>Larson Backhoe</u>					
	CD 35	1,065.45	2017-038	ok'd by Howard on 12-14-2017	3-Magnus
	JD 10	1,945.46	2017-063	ok'd by Howard on 12-14-2017	3-Magnus
	Subtotal	<u>3,010.91</u>			
<u>Murray County Land Improvement, Inc</u>					
	CD 35	5,013.00	2017-038	ok'd by Howard on 12-19-2017	3-Magnus
	Subtotal	<u>5,013.00</u>			
<u>Riley Land Improvement, LLC</u>					
	CD 11	1,057.00	2017-044	ok'd by Howard on 12-20-2017	2-Gunnink
	Subtotal	<u>1,057.00</u>			
	Total for All Ditch Bills	<u>9,080.91</u>			

2018 Solid Waste Assessment

Commissioner Jens presented the following resolution and moved for its adoption.

Resolution 2017-12-26-01
A Resolution Setting the Solid Waste Assessment for 2018

WHEREAS, Resolution No. 04-11-96 reaffirmed the establishment of a Solid Waste Assessment for years after 1991; and

WHEREAS, Said Resolution states that the future years assessments may be modified or adjusted based upon circumstances existing in such future years

NOW THEREFORE BE IT RESOLVED, That the Solid Waste Assessment for 2018 be set at 100% the amount reaffirmed by Resolution No. 04-11-96.

BE IT FURTHER RESOLOVED, That the unspent funds from these assessments be restricted as fund balance for solid waste.

The foregoing resolution was duly seconded by Commissioner Magnus and thereupon being put to a vote all members of the Board voted for its adoption.

2018 E911 Sign Assessment

Commissioner Thiner presented the following resolution and moved for its adoption.

RESOLUTION NO. 2017-12-26-02
A Resolution Setting the E911 Assessment for 2018

WHEREAS, Resolution No. 2003-02-18-02 established a ten-year assessment for maintaining E911 rural address signs.

NOW THEREFORE BE IT RESOLVED, That said Resolution establishing a special assessment is hereby ratified at \$3.00 and extended for assessments payable in 2018 for all parcels requiring E911 rural address signs.

BE IT FURTHER RESOLVED, That unspent funds from these assessments be committed as fund balance.

The foregoing resolution was duly seconded by Commissioner Gunnink and thereupon being put to a vote all members of the Board voted for its adoption.

2018 Beaver Control Fee.

Commissioner Thiner presented the following resolution and moved for its adoption.

Resolution 2017-12-26-03
A Resolution setting the Murray County
Beaver Control Fee for 2018

WHEREAS, certain types of public property including county roads, ditches, and parks can be adversely affected by nuisance beaver, and

WHEREAS, Murray County occasionally needs to purchase services to have nuisance beaver removed and to provide the necessary financial incentives that service providers require, and

NOW THEREFORE BE IT RESOLVED, that the Murray County Beaver Control Fee for 2018 is set at \$60.00 per nuisance beaver that are adversely affecting any county road, ditch or park.

The foregoing resolution was duly seconded by Commissioner Jens and thereupon being put to a vote all members of the Board voted for its adoption.

2018 Pocket Gopher

Commissioner Thiner presented the following resolution and moved for its adoption.

Resolution 2017-12-26-04
A Resolution Setting the 2018 Pocket Gopher Bounty

NOW THEREFORE BE IT RESOLVED, that the Murray County Board of Commissioners set the 2018 Pocket Gopher Bounty at \$2.00.

The foregoing resolution was duly seconded by Commissioner Magnus and thereupon being put to a vote all members of the Board voted for its adoption.

2017 CWP Loans as Special Assessments in 2018

It was moved by Jens, seconded by Gunnink and passed to certify the 2017 CWP Septic System Loans as special assessments for taxes payable in 2018 as follows:

Murray County Septic Lien Program, at 4% interest as follows:

Loan #	Recorded On	Name	Parcel Number	Loan Amount	Term
150	11/14/2017	Jerome R. Beck	09.020.002.1	\$13,262.00	10 years
149	9/22/2017	Timothy Mitchell and Jeri Mitchell	11.005.002.0	\$11,000.00	10 years
148	8/21/2017	John and Claire Vickerman Trust	18.014.008.0	\$23,246.59	10 years

2018 Tobacco License

It was moved by Jens, seconded by Magnus and passed to approve the 2018 tobacco license renewals in accordance to Murray County Tobacco Ordinance No. 98-10-6-1 for the following establishments:

- M004 - Carlson’s Corner - DeAnn and Jeff Carlson
- M005 - Ruppert Oil - Michael D. Ruppert
- M003 - Pete’s Corner - Joyce Bloemendaal
- M006 - Chandler Coop (dba Cenex Convenience Store - Lake Wilson) – Kevin Deveraux
- M009 - Avoca Municipal Liquor Store – City of Avoca
- M014 – Roger Hamann – Trails Edge General Store

Further moving that approval is contingent upon receipt of all required paperwork in the Auditor-Treasurer’s Office.

2018 Depository Pledge Agreements

Commissioner Magnus presented the following resolution and moved for its adoption.

RESOLUTION 2017-12-26-05

A Resolution Approving 2018 Depository of Public Funds Agreements

NOW THEREFORE BE IT RESOLVED, that the Murray County Board of Commissioners authorizes the Auditor-Treasurer to designate depositories of funds and make investments of funds under M.S. § 118A.01 to 118A.06 or other applicable law.

BE IT FURTHER RESOLVED, to approve the 2018 Depository of Public Funds Agreements with the following banking institutions:

- State Bank of Chandler
- Currie State Bank
- First National Bank
- Minnwest Bank

BE IT FURTHER RESOLVED that the Murray County Board of Commissioners approve the securities therein specified and the assignment thereof.

The foregoing resolution was duly seconded by Commissioner Gunnink and thereupon being put to a vote all members voted for its adoption.

Ditch Inspection

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 #2017-067 (CD 54, Iona Twp. Sec. 12, District 3 – Magnus)
- Petition #2017-068 (CD 44, DMR Twp. Sec. 8, District 1 – Jens)

Discussion on Petition 2017-044, (CD 11, Leeds Twp. Sec. 23, District 2- Gunnink)

Discussion on weed control on open ditches

Soil and Water Conservation District

It was moved by Thiner, seconded by Gunnink and passed to approve Soil and Water Conservation District's fourth quarter appropriation in the amount of \$46,569.75.

Maintenance of Local License Bureaus

Commissioner Thiner presented the following resolution and moved for its adoption.

Resolution 2018-12-26-06
RESOLUTION SUPPORTING
THE MAINTENANCE OF LOCAL LICENSE BUREAUS

WHEREAS, the State of Minnesota established a deputy registrar network to provide our citizens with motor vehicle titling and registration services, including driver license transactions; and,

WHEREAS, deputy registrars are required to operate as agents on behalf of the State of Minnesota without compensation from the State for the services they offer; and,

WHEREAS, in 1949, the State of Minnesota established in statute a user-based filing fee on motor vehicle and driver license transactions to be retained by the deputy registrar to defray all their costs to provide this localized service to our citizens for the State; and,

WHEREAS, the State of Minnesota now receives over \$1 billion annually in state fees and taxes collected through the deputy registrar network; and,

WHEREAS, the State of Minnesota has now shifted substantial clerical and auditing responsibilities onto the deputy registrar network due to the State's conversion to their new MNLARS (Minnesota Licensing and Registration System) program; and,

WHEREAS, the new MNLARS regimen is now documented to have multiple shortcomings which have severely strained normal deputy registrar operations with longer processing times that greatly limit their typical volume of daily business; and,
WHEREAS, other MNLARS shortcomings have frequently forced deputies to conduct “no-(filing) fee” services for customers which acerbates the deputy business model; and,
WHEREAS, deputy registrar offices are now forced to invest in additional staff, office equipment, and more space to meet customer demand due to the MNLARS conversion; and,
WHEREAS, the filing fee revenue no longer covers the operational costs to maintain deputy registrar offices such that many local government-based deputies are seeking local property tax subsidies and private operators are applying for lines of credit to stave off complete closure,
NOW, THEREFORE, BE IT RESOLVED that Murray County calls upon the State Legislature and our Governor to enact legislation in 2018 to provide deputy registrars with proper compensation by reallocating from existing state fee structures or other appropriate filing fee adjustments to ensure their valued service and continued presence remains in our local community to serve our citizens and the State.

Passed and adopted this 26th day of December, 2017.

The foregoing resolution was duly seconded by Commissioner Jens and thereupon being put to a vote all members of the Board voted for its adoption.

Set the Board Meeting Dates

Commissioner Magnus presented the following resolution and moved for its adoption.

Resolution 2017-12-26-07
 2018 Meeting Dates

WHERAS, the Murray County Board of Commissioners hold regular meetings;

NOW THEREFORE BE IT RESOLVED, that the following dates in 2018 are set for regular meetings of the Murray County Board of Commissioners beginning at 8:30 a.m.:

January	2 nd	16 th	23 rd
February	6 th	20 th	27 th
March	6 th	20 th	27 th
April	3 rd	17 th	24 th
May	1 st	15 th	22 nd
June	5 th	19 th	26 th
July	3 rd	17 th	24 th
August	7 th	21 st	28 th
September	4 th	18 th	25 th
October	2 nd	16 th	23 rd
November	6 th	20 th	27 th
December	11 th	18 th	27 th - ** The 27 th is a Thursday

The foregoing resolution was duly seconded by Commissioner Gunnink and thereupon being put to a vote all members of the Board voted for its adoption.

2018 IRS Mileage Rate

It was moved by Jens, seconded by Thiner and passed and approved the County mileage reimbursement rate increase to .545 per mile, pursuant to Murray County Resolution 2001-12-31-05, which follows the Federal Mileage Reimbursement rate.

2018 Meal Reimbursement Rate

Commissioner Thiner presented the following resolution and moved for its adoption:

Resolution 2016-12-26-08
A Resolution Stating the 2018
Meal Reimbursement Policy

NOW THEREFORE BE IT RESOLVED, that the Murray County Board of Commissioners set the 2018 meal reimbursement amount at \$40.00.

BE IT FURTHER RESOLVED, that all claims for meal reimbursement be accompanied by a valid and original receipt that list the name of the establishment, the total amount of the meal and “tip” and at least the initials of an employee or the owner of the establishment.

The foregoing resolution was duly seconded by Commissioner Magnus and thereupon being put to a vote all members of the Board voted for its adoption.

Resignations

It was moved by Gunnink, seconded by Magnus and passed with regret to accept the resignation of Zachary McFarland as of January 2, 2018.

It was moved by Gunnink, seconded by Jens and passed with regret to accept the resignation of Connie Wieneke as of January 12, 2018.

10:00 a.m. Open Forum/Public Comment – No members of the public were present

Grant for Common Tansy Control

It was moved by Thiner, seconded by Gunnink and passed to apply for a grant with the Department of Agriculture to control Common Tansy in Murray County.

Commissioner Thiner presented the following resolution and moved for its adoption:

RESOLUTION NO. 2017-12-26-09
2018 County Auditor/Treasurer Salary

NOW THEREFORE BE IT RESOLVED, that the 2018 annual salary for the County Auditor/Treasurer pursuant to M.S. § 384.151/385.373 is \$78,000.00

The foregoing resolution was duly seconded by Commissioner Kluis and thereupon being put to a vote all members of the Board voted for its adoption.

Commissioner Kluis presented the following resolution and moved for its adoption:

RESOLUTION NO. 2017-12-26-10
2018 County Recorder Salary

NOW THEREFORE BE IT RESOLVED, that the 2018 annual salary for the County Recorder pursuant to M.S. § 386.015 is \$68,000.00.

The foregoing resolution was duly seconded by Commissioner Thiner and thereupon being put to a vote all members of the Board voted for its adoption.

Commissioner Gunnink presented the following resolution and moved for its adoption:

RESOLUTION NO. 2017-12-26-11
2018 County Sheriff Salary

NOW THEREFORE BE IT RESOLVED, that the 2018 annual salary for the County Sheriff pursuant to M.S. § 387.20 is \$88,680.00

The foregoing resolution was duly seconded by Commissioner Jens and thereupon being put to a roll call vote: Thiner - no, Gunnink – yes, Jens – yes, Magnus – no, Kluis – yes.

Commissioner Magnus made a motion to increase the County Attorney salary to \$89,000.00, the motion died due to lack of second.

Commissioner Thiner presented the following resolution and moved for its adoption:

RESOLUTION NO. 2017-12-26-12
2018 County Attorney Salary

NOW THEREFORE BE IT RESOLVED, that the 2018 annual salary for the County Attorney pursuant to M.S. § 388.18 is \$78,000.00

The foregoing resolution was duly seconded by Commissioner Gunnink and thereupon being put to a roll call vote: Thiner - yes, Gunnink – yes, Jens – yes, Magnus – no, Kluis – yes.

Commissioner Magnus presented the following resolution and moved for its adoption:

RESOLUTION NO. 2017-12-26-13

2018 Assistant County Attorney Salary

NOW THEREFORE BE IT RESOLVED, that the 2018 annual salary for the Assistant County Attorney pursuant to M.S. § 388.10 is \$64,480.00.

The foregoing resolution was duly seconded by Commissioner Jens and thereupon being put to a vote all members of the Board voted for its adoption.

Commissioner Thiner presented the following resolution and moved for its adoption:

Resolution 2017-12-26-14
A Resolution Setting County Commissioner Salary and
Adopting Schedule of Per Diem for 2018

NOW THEREFORE BE IT RESOLVED that the annual salary for 2018 for Murray County Commissioner be set at \$21,000.00.

BE IT FURTHER RESOLVED that the following Schedule of Per Diem of \$100.00 is hereby established for 2018 for the following boards, committees or commissions of county government, including but not limited to Committees of the Board as follows:

NAME OF BOARD/COMMITTEE
911
Aquatic Invasive Species Committee
Airport Commission
Appeals Board for Weeds
Association of MN Counties (AMC)
Advocating, Connecting, Educating (ACE)
Audit
Building/Facilities Committee
Building Audit Expense Committee
Canvas Board
Casey Jones Trail/Regional Trails/RDC Trails Committee
Clean Water Partnerships
Coroner
County and State Aid Highways
District 8 Land Use
Ditch Systems - County and Judicial
Economic Development Authority (EDA)
Extension
Murray County Ag Society Board of Directors
Fairground Advisory
Health Alliance - Murray County
Heron Lake Watershed District (HLWD)
Insurance
Investment
Law Library Committee
Labor Negotiation
Local Water Management Plan
MN Counties Intergovernmental Trust (MCIT)

MN Early Childhood Initiative
MN River Basin (Area II)
Murray County Medical Center
Mutual Aid Committee
Museums
National Association of Counties (NACO)
Noise Committee
Parks and Recreation Advisory Commission
Personnel
Planning Commission
Plum Creek Library
SAWS
Soil and Water Conservation District
Southern Prairie Community Care
SW MN Opportunity Council (SMOC)
SW MN Private Industry Council (PIC)/Chief Elected Officials Board (CEOB)
SW Minnesota Regional Public Safety Board
Southwest Public Sector Collaborative - Insurance
SW Regional Development Commission
SW Solid Waste Commission
State Revolving Fund (Ag BMP)
SW Solid Waste Commission
Southwest Health and Human Services – Joint Governing Board
Southwest Health and Human Services – Human Services Board
Southwest Health and Human Services – Public Health Board
Supporting Hands Nurse Family Partnership
Sunrise Terrace Advisory
Western Mental Health Center

Commissioner Thiner presented the following resolution and moved for its adoption:

Resolution 2017-12-26-15

A Resolution Setting the Per Meeting Pay for Citizen Committees

NOW THEREFORE BE IT RESOLVED, that 2018 per meeting pay for citizen appointed committees be set at \$55.00.

BE IT FURTHER RESOLVED, that 2017 per meeting pay for the Planning Commission and Board of Adjustments is set at \$80.00.

BE IT FURTHER BE IT RESOLVED, that mileage reimbursement rate will increase to .545 per mile, pursuant to Murray County Resolution 2001-12-31-05, which follows the Federal Mileage Reimbursement rate.

The foregoing resolution was duly seconded by Commissioner Magnus and thereupon being put to a vote all members voted for its adoption.

Fairground Advisory Committee Discussion

Online Camping Fee Payments

It was moved by Magnus, seconded by Gunnink and passed to approve online camping fee payments through the Murray County website.

Parks Capital Improvement Plan

It was moved by Thiner, seconded by Gunnink and passed to approve the updated Parks Capital Improvement Plan with the recommendation of the Murray County Parks and Recreation Advisory Commission.

2018 Outdoor Recreation Grant

Commissioner Thiner presented the following resolution and moved for its adoption:

Resolution 2017-12-26-16
2018 Outdoor Recreation Grant

BE IT RESOLVED that Murray County act as legal sponsor for the project contained in the Outdoor Recreation grant application to be submitted on March 29, 2018 and that Justin Hoffmann is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of Murray County.

BE IT FURTHER RESOLVED that the applicant has read the Conflict of Interest Policy contained in the Outdoor Recreation Grant Program Manual and certifies it will report any actual, potential, perceived or organizational conflicts of interest upon discovery to the state related to the application or a grant award.

BE IT FURTHER RESOLVED that Murray County has the legal authority to apply for financial assistance, and financial capability to meet the match requirement (if any) and ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

BE IT FURTHER RESOLVED that Murray County has not incurred any development costs and has not entered into a written purchase agreement to acquire the property described in the Cost Breakdown section on this application.

BE IT FURTHER RESOLVED that Murray County has or will acquire fee title or permanent easement over the land described in the site plan included in the application.

BE IT FURTHER RESOLVED that, upon approval of its application by the state, Murray County may enter into an agreement with the State of Minnesota for the above-referenced project, and that Murray County certifies that it will comply with all applicable laws and regulations as stated in the grant agreement including dedicating the park property for uses consistent with the funding grant program into perpetuity.

NOW, THEREFORE BE IT RESOLVED that Board Chair Glenn Kluis is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

I CERTIFY THAT the above resolution was adopted by the County Board of Murray County on December 26, 2017.

The foregoing resolution was duly seconded by Commissioner Jens and thereupon being put to a vote all members of the Board voted for its adoption.

Change Order – Lime Lake Bathroom Project

It was moved by Thiner, seconded by Gunnink and passed to approve Change Order 5 for the contract with Doom & Cuypers, Inc. for the Lime Lake Bathroom Project, adding \$447 to the contract for locks.

Pay Application No. 03 Final – Lime Lake Bathroom Project

It was moved by Thiner, seconded by Gunnink and passed to approve Pay Application No. 3 (FINAL) to Doom & Cuypers Construction, Inc. for the Lime Lake Bathroom Project in the amount \$9276.35.

The County recognized the following employees of their years of service.

- Bruce Platt 35 years
- Evelyn Larson 20 years
- Keith Rossow 20 years
- Paul Kirchner 20 years
- Donna Mollema 20 years
- Todd Platt 15 years
- Theresa Fischer 15 years
- William Crowley 15 years
- Jay Ireton 15 years
- Christopher Lewis 15 years
- Amy Rucker 10 years
- Bryan Bose 10 years
- Lon Jackels 10 years
- Ronda Radke 10 years
- Jean Nelson 10 years
- Donald Engesser 10 years
- Amber Hansen 5 years
- Aurora Heard 5 years
- Bruce Bertrand 5 years
- Jarrod Larson 5 years

Coroner Contract

It was moved by Thiner, seconded by Gunnink and passed to approve and authorize the Board Chair, Sheriff, and Assistant Human Resources Director sign a Coroner Contract with Dr. Michael B. McGee, M.D. effective through December 31, 2018

It was moved by Thiner, seconded by Jens and passed to approve a closed session on January 2nd at 10:30 a.m. pursuant to Minnesota Statute 13.D03 to discuss labor negotiations strategy.

11:47 a.m. The meeting was adjourned.

ATTEST:

Ronda Radke, Assistant Human Resources Director

Glenn Kluis, Chairman of the Board