

PROCEEDINGS OF THE MURRAY COUNTY BOARD OF COMMISSIONERS
MURRAY COUNTY GOVERNMENT CENTER – SLAYTON, MINNESOTA
August 7, 2018, 8:30 a.m.

Pursuant to notice, the Murray County Board of Commissioners convened with the following members present: Commissioners Glenn Kluis, Lori Gunnink, James Jens, Gerald Magnus, and David Thiner. Also present Aurora Heard, County Coordinator and Travis Smith, County Attorney.

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

It was moved by Magnus, seconded by Kluis and passed to approve the agenda as modified.

No conflicts of interest were identified.

Consent Agenda

1. Approve minutes from July 24, 2018

It was moved by Thiner, seconded by Gunnink and passed to approve the minutes from July 24, 2018 as amended.

It was moved by Gunnink, seconded by Kluis and passed to appoint Commissioners Magnus, Jens, and Thiner and any successors, to the Joint Board for Murray/Nobles Judicial Ditch No. 11.

Nobles County Commissioners Matt Widboom and Justin Ahlers and Murray County Commissioners David Thiner, Gerald Magnus and James Jens have been appointed to the JD 11 Authority.

It was moved by Magnus, seconded by Thiner and passed to set a meeting of the Joint Board for Murray/Nobles Judicial Ditch No. 11, set to consider ordering a redetermination of benefits on the ditch system at 1:00 p.m. on September 4, 2018.

A motion was duly made by Kluis, seconded by Magnus and carried that all claims as presented were approved for payment. The Chairman was authorized to sign the Audit List dated August 7, 2018 with fund totals as follows and warrants numbered 156563 through 156656 and EFT #57566:

County Revenue Fund	105,158.77
County Road & Bridge Fund	32,473.66
EDA	40.00
Ditch	36.75
Self Insurance	10.56
Sunrise Terrace	1,688.62
Total	139,408.36

The County Board reviewed the Auditor Warrants.

A motion was made by Gunnink, seconded by Kluis 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>Johnson Ditching, Inc.</u>					
	CD 34	837.25	2018-039	ok'd by Howard 7-25-2018	2-Gunnink
	Subtotal	837.25			
<u>LJG Backhoe, Inc.</u>					
	CD 65	370.60	2018-011	ok'd by Howard 7-31-18	1-Jens
	Subtotal	370.60			
<u>Larson Backhoe Service</u>					
	CD 27	916.35	2018-028	ok'd by Howard 7-25-2018	1-Jens
	CD 68	1,260.50	2018-036	ok'd by Howard 7-25-2018	3-Magnus
	Subtotal	2,176.85			
<u>Nickel Construction, Inc.</u>					
	JD 3	1,013.64	2018-030	ok'd by Howard 7-31-18	1-Jens
	Subtotal	1,013.64			
	Total for All Ditch Bills	4,398.34			

It was moved by Thiner, seconded by Magnus and passed to authorize an expenditure of \$27,825 to purchase a 2018 Fleet/Non-Retail Chevrolet Traverse AWD 4dr vehicle from Ranger Chevrolet (state bid) (account code: 01-065-6660 - Motor Pool).

Commissioner Jens discussed if anything had been completed on the retention process of JD 3. Auditor/Treasurer Winter was going to check with the Attorney that had been working on it.

A motion was made by Gunnink, seconded by Magnus 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 #2018-052 (CD 34, Ellsborough Twp. Sec. 23, District 2 – Gunnink)
- Petition #2018-053 (JD 15, Mason Twp. Sec. 31, District 1 – Jens)
- Petition #2018-054 (CD 41, Lowville Twp. Sec. 15, District 2 – Gunnink)
- Petition #2018-055 (CD 26, Skandia Twp. Sec. 21, District 2 – Gunnink)
- Petition #2018-056 (JD 17, Slayton Twp. Sec. 14, District 3 – Magnus)
- Petition #2018-057 (JD 10, Slayton Twp. Sec. 13, District 3 – Magnus)
- Petition #2018-060 (CD 58, Skandia Twp. Sec. 21, District 2 – Gunnink)
- Petition #2018-058 (JD 12, Bondin Twp. Sec. 31, District 5 – Thiner)
- Petition #2018-059 (JD 20, Bondin Twp. Sec. 32, District 5 – Thiner)
- Petition #2018-061 (CD 86, Lake Sarah Twp. Sec. 9, District 2 – Gunnink)

Consensus to pull Petition #2018-51 (CD 82, Mason Twp. Sec. 21, District 1 – Jens) and Ditch Inspector Konkol will consult with Kurt Deter.

It was moved by Thiner, seconded by Gunnink and passed to approve and authorize the Board Chair sign a change order for a contract completion date CD 29 Repair

It was moved by Thiner, seconded by Kluis and passed to approve purchasing an aluminum trailer for the Sheriff's Department from Hegsted Equipment in the amount of \$4,327.50.

Dennis Goebel, MCMC CEO, gave a monthly update.

Jean Christoffels met with the County Board regarding Conditional Use Permit #1351 to construct and operate a new feedlot over 300 animal units in the Agriculture District in the SE ¼, Section 5, Cameron Township. The County Board reviewed the Murray County Planning Commission recommendations and findings from the July 12, 2018 public hearing.

It was moved by Magnus, seconded by Gunnink and passed to approve conditional use permit #1351 for Trent Johnson to construct and operate a new feedlot over 300 animal units in the Agriculture District in the SE ¼, Section 5, Cameron Township.

It was moved by Thiner, seconded by Gunnink and passed to approve waiving the grading and filling fee for those that have shoreline problems from the flooding as determined by the Zoning/Environmental Administrator Christoffels with a deadline of one hundred twenty days from July 3, 2018 for the waiver of the grading and filling fee.

At 9:45 a.m. the Board Chair called for the openings of quotes for fairgrounds winter storage.

It was moved by Gunnink, second by Magnus and passed to approve a storage agreement on the Murray County Fairgrounds for a lease period of October 1, 2018 to May 1, 2019 and October 1, 2019 to May 1, 2020 as follows:

- Building A – Creative Arts (less front 20') to Shetek Marine for \$1,000.00 per year
- Building B – South Commercial to Shetek Marine for \$1,400.00 per year

Further moving to authorize the Board Chair and Auditor-Treasurer to sign the agreement on behalf of the county.

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

It was moved by Gunnink, seconded by Kluis and passed to accept the resignation with thanks of Bill Crowley effective August 31, 2018.

It was moved by Kluis, seconded by Gunnink and passed to approve the following clarifications to the Muecke purchase agreement:

- Under Additional Terms, paragraph 2, amend the language from: *If the City of Slayton advertises for bids to the road adjacent to Tract "B"* rather than if the City of Slayton makes repairs to the road

And

- Paragraph 3 adding stating that the County agrees to install a fence on the boundary between the properties within one year of closing and that a plastic fence consistent with or similar to the existing fencing at the fairgrounds.

The Commissioners gave their committee reports for the period of July 15, 2018 to July 28, 2018.

James Jens reported on Commissioner Board Meeting (partial per diem claimed) – July 17, District 8 Land Use/Health and Human Services (partial per diem claimed) – July 18, EDA Bid Meeting (no per diem claimed) – July 19, Hospital Finance (partial per diem claimed) – July 23, Commissioner Board Meeting (partial per diem claimed) – July 24, Hospital Board Meeting (partial per diem claimed) – July 25, Hospital Foundation (partial per diem claimed) – July 26.

Gerald Magnus reported on Commissioner Board Meeting (partial per diem claimed) – July 17, Southwest Health and Human Services (no per diem claimed) – July 18, Minnesota Ditch Viewers (partial per diem claimed) – July 19, Rural Minnesota Energy Board – July 23, Commissioner Board Meeting - July 24, Hospital Board Meeting (partial per diem claimed) – July 25, Southern Prairie Community Care (partial per diem claimed) – July 27.

Lori Gunnink reported on Commissioner Board Meeting (partial per diem claimed) – July 17, Health and Human Services (no per diem claimed) – July 18, Commissioner Board Meeting/ECI/FEMA – July 24, Fair Board Meeting (partial per diem claimed) – July 25.

David Thiner reported on Southwest Minnesota Opportunity Council (partial per diem claimed) – July 16, Commissioner Board Meeting (partial per diem claimed) – July 17, Commissioner Board Meeting – July 24.

Glenn Kluis reported Commissioner Board Meeting (partial per diem claimed) – July 17, Commissioner Board Meeting (partial per diem claimed) – July 24, Fair Board Meeting (partial per diem claimed) – July 25, ACE (partial per diem claimed) – July 26.

It was moved by Magnus, seconded by Gunnink and passed to approve the Commissioner Vouchers for the period of July 15, 2018 to July 28, 2018.

Commissioner Gunnink introduced the following resolution and moved its adoption:

EMERGENCY REPAIR OF BRIDGES AND ROADS
RESOLUTION NO. 2018-08-07-01

WHEREAS, the County of Murray, Minnesota has sustained severe losses of major proportion, brought on by flood conditions on the dates of June 21, June 24 and July 3, 2018.

WHEREAS, Murray County is a public entity within the State of Minnesota; and

WHEREAS, the Murray County Board of Commissioners has declared Murray County to be in a state of emergency in its June 22, 2018 Disaster Proclamation Resolution; and

WHEREAS, Murray County suffered significant damages to Murray County roads and bridges, rendering many county roads and bridges impassable and/or unsafe to travel; and

WHEREAS, immediate repair of damaged county roads and bridges is necessary to facilitate recovery and emergency aid efforts, to facilitate effective and timely delivery of emergency services, and to facilitate safe travel for public, government, and business purposes; and

WHEREAS, immediate contracting of emergency bridge and road repairs, without the requirement of bids and advertising, is necessary to protect public health, safety and welfare; and

WHEREAS, the Murray County Board of Commissioners discussed at the July 5, 2018 emergency meeting, the need to hire additional contractors to help repair Murray County roads and directed the Murray County Highway Department to proceed;

NOW, THEREFORE, BE IT RESOLVED, that the Murray County Board of Commissioners, acting on behalf of and for the people of Murray County, hereby declare that, pursuant to Minnesota Statutes 375.21 and 375.22, the Murray County Highway Department is hereby authorized to immediately enter into necessary contracts for emergency repair of damaged and negatively impacted county roads and bridges without the requirement for solicitation of bids and advertising; said authorization to remain in place until modified or rescinded by this board.

SIGNED:

Chairperson
Murray County Board of Commissioners

**** CERTIFICATION ****

STATE OF MINNESOTA
COUNTY OF MURRAY

I, Heidi Winter, Murray County Auditor/Treasurer, do hereby certify that the above is a true and correct copy of a resolution adopted by the Murray County Board of Commissioners assembled in regular session dated August 7, 2018.

WITNESS my hand and the seal of my office the 7th of August, 2018.

County Auditor
Murray County, Minnesota

The foregoing resolution was duly seconded by Commissioner Kluis with all members voting in favor.

Personnel will discuss options for the highway department cleaning.

Consensus to have the sandbags from the flooding go to landfill.

It was moved by Gunnink, seconded by Magnus and passed to authorize the Chair and Auditor/Treasurer sign a contract with CBS Squared, Inc. for architectural/engineering work for the Murray County Courthouse Security upgrades.

Voting in Favor: Gunnink, Kluis, Magnus, and Jens

Opposed: Thiner

Motion carried 4 to 1.

The County Board discussed joining Prime West insurance. PrimeWest is a partnership of Minnesota counties governed by a Joint Powers Board. PrimeWest provides health insurance options through human services for eligible residents. The cost for Murray County to join is \$867,000. The Board discussed the re-investment PrimeWest has made in its member counties.

It was moved by Thiner, seconded by Kluis to not proceed with joining Prime West.

Voting in Favor: Thiner, Kluis, Jens

Opposed: Gunnink, Magnus

Motion carried 3 to 2.

11:28 a.m. The meeting was adjourned.

ATTEST:

Aurora Heard, County Coordinator

James Jens, Chairman of the Board