

REDWOOD COUNTY, MINNESOTA

FEBRUARY 16, 2010

The Board of County Commissioners met in regular session at 8:30 a.m. in the Commissioners' Room in the Government Center, Redwood Falls, Minnesota.

Present for all or portions of the meeting were Commissioners Lon Walling, Gary Dahms, Al Kokesch, Priscilla Klabunde and John Schueller; Sheriff Randy Hanson; Attorney Patrick Rohland; Human Services Director Patrick Bruflat; Fiscal Supervisor I Lyn Rayburn; Collection Services Supervisor I Ann Bavier; Recorder Joyce Anderson; Public Health Director Genie Simon; Ditch/Ag Inspector Brent Lang; Program Manager for Green Corridor Brad Cobb and Regional Wildlife Manager Jeff Zajac. Administrator Vicki Knobloch was absent.

Chair Schueller called the meeting to order asking for the Pledge of Allegiance to the Flag.

No one was present for open forum.

On motion by Walling second by Dahms, the Board voted unanimously to approve the revised agenda.

**CONSENT AGENDA**

- On motion by Walling, second by Kokesch, the Board voted unanimously to approve the following:
  - February 2, 2010 Board minutes.
  - February 9, 2010 Board minutes.
  - Payment of bills as follows:

Revenue Fund	\$ 76,784.29
Building Fund	\$ 269.59
Ditch Maintenance Fund	\$ 15,066.43
Solid Waste Fund	\$ 14,211.87

- Payment of PHS bills in the amount of \$40,124.39.
- Attendance at the following training:
  - Jail Administrator Jim Hildebrandt, and Custody Officers Mike Ingebretson, Mike Gaffney, Steve Schwartz and Hannah Knudson to attend Correctional Officer Training at Jackpot Junction Event Center at an estimated cost of \$715.
  - Assistant Attorneys Eric Silvia and Amy Busse to attend Trial Advocacy I CLE in Minneapolis at an estimated cost of \$1124.
  - Human Services Director Patrick Bruflat and Social Workers Kelly Hengel and Pat Baumann to attend Minnesota Social Service Association Annual Conference at an estimated cost of \$460.
  - Chemical Dependency Counselor Scott Gilsrud to attend Minnesota Alcohol Traffic Safety Association Annual Conference in St. Cloud at an estimated cost of \$530.

- Per diems totaling \$34.10 for meetings and miscellaneous expenses not listed on the committee list.

### **EMPLOYEE RECOGNITION**

- The Board recognized Custody Officer Donna Calander for 5 years of service to Redwood County.

### **PUBLIC HEALTH**

- On motion by Kokesch, second by Dahms, the Board voted unanimously to authorize the request to hire Barb Billmeier as part-time Public Health Nurse, effective March 1, 2010, at Grade 13, Step 15, \$27.96.

### **ADMINISTRATOR**

- On motion by Dahms, second by Klabunde, the Board voted unanimously to approve a contract agreement with Prairie Lakes Youth Program for 100 youth beds at a per diem cost of \$162.00 per resident for calendar year 2010.

#### ***Personnel Items:***

- On motion by Walling, second by Dahms, the Board voted unanimously to approve the following resolution appointing William Rabenberg as County Highway Engineer:

**RESOLUTION APPOINTING WILLIAM RABENBERG AS THE COUNTY HIGHWAY ENGINEER OF THE COUNTY OF REDWOOD EFFECTIVE FEBRUARY 16, 2010 TO FILL THE UNEXPIRED TERM OF ERNEST FIALA THROUGH MAY 17, 2010**

- **WHEREAS**, Ernest Fiala is the County Highway Engineer of the County of Redwood serving an appointed term of office expiring May 17, 2010; and
- **WHEREAS**, Mr. Fiala has submitted notice of his intention to retire dated January 14, 2010 effective February 15, 2010; and
- **WHEREAS**, Mr. Fiala's retirement has created a vacancy in the office of County Highway Engineer; and
- **WHEREAS**, Minnesota Statutes §163.07 states in part "[t]he county board of each county shall appoint and employ, as hereinafter provided, a county highway engineer who may have charge of the highway work of the county and the forces employed thereon, and who shall make and prepare all surveys, estimates, plans, and specifications which are required of the engineer;" and
- **WHEREAS**, the County Board has determined that William Rabenberg, a person who is qualified under Minnesota Statutes § 167.07 by education, licensure and experience, is best suited to fulfill the remaining term of Mr. Fiala's appointment.
- **NOW, THEREFORE, BE IT RESOLVED:**
  1. That a vacancy in the Office of County Engineer will occur February 16, 2010.
  2. That William Rabenberg is appointed as the County Engineer of the County of Redwood effective February 16, 2010 to fill the unexpired appointment term of Mr. Fiala through May 17, 2010.
  3. That in recognition of the appointment of William Rabenberg and prior service as Assistant County Highway Engineer:

- a. All time in service related benefits shall utilize the initial employment date.
  - b. Existing benefits including vacation and sick leave will continue during the appointment period.
  - c. The salary grade for the position shall be 21.
  - d. The step placement shall be 7, \$41.46.
4. That this resolution is effective upon its adoption.
- On motion by Dahms, second by Kokesch, the Board voted unanimously to authorize posting/advertising of the Administrative Clerk in the Recorder's Office.
- Auditor-Treasurer Items***
- On motion by Dahms, second by Walling, the Board voted unanimously to approve the following consent items:
    - Redwood County Investments Summary.
    - Cash balance report for January 31, 2010.
    - Budget Report.
    - January Disbursements.
- Commissioner Items***
- On motion by Dahms, second by Klabunde, the Board voted unanimously to approve the Board Chair's signature on the Service Enterprises, Inc. USDA – Rural Development Community Facilities Application Certificate of Support.

## **HUMAN SERVICES**

- On motion by Walling, second by Dahms, the Board voted unanimously to approve the following Human Services personnel actions:
  - Appoint Julie Hogan as Social Worker Team Leader effective March 1, 2010, Grade 13, Step 8 \$23.19.
  - Authorization to post/advertise for vacant Social Worker position
  - Appoint Corey Remiger to Financial Worker effective March 1, 2010, Grade 10, Step 3 \$16.27.
  - Authorization to post/advertise for vacant Support Enforcement Aide position.
  - Appoint Shandra Bavier as full-time Social Worker effective March 1, 2010, Grade 12, step 1 \$18.05.
- Bavier updated the Board on the Minnesota Child Support Enforcement Division Deloitte Study.
- Bruflat and Rayburn updated the Board on the Access Transportation Services regarding “no load miles” guidelines and procedures.
- Bruflat presented information on the agency's leased vehicles. On motion by Kokesch, second by Klabunde, the Board voted unanimously to authorize replacing the 2006 Ford Taurus with a 2010 Chevrolet Impala, per the State of Minnesota Fleet Services.
- On motion by Dahms, second by Kokesch, the Board voted unanimously to approve Board Chair's signature on the following contracts that were amended to reflect the increased insurance limits set by Minnesota County Intergovernmental Trust:
  - Service Enterprises, Inc.
  - Divine House, Inc.
  - Divine Home Care, Inc.
  - Golden Living Center – Wabasso

- Lutheran Social Services
- Welcome Home (Garnette Gardens)
- Johnson Park Place
- HSI (Worthington)
- Gil-Mor Manor
- Valley View Manor
- Parkview/Parkwood/Bridgewood
- Public Health
- Redwood Area Hospital
- REM – South Central
- Sunny Side Homes
- Heartland Industries II
- Country View Senior Living Community
- On motion by Kokesch, second by Dahms, the Board voted unanimously to approve Board Chair's signature on the following contracts:
  - Golden Living Center for outpatient chemical dependency treatment.
  - SW Minnesota Private Industry Council for provisions of employment services.
  - Woodland Centers for crisis stabilization services.
- On motion by Dahms, second by Walling, the Board voted unanimously to authorize the destruction of Financial Assistance case files from 1999-2005.

***Consent Agenda***

- On motion by Walling, second by Dahms, the Board voted unanimously to approve the following consent agenda:
  - Budget report.
  - Out of Home Placement report.
  - Licensing report.
  - Caseload Summary.
  - Social Welfare & Special Projects Funds transactions and balances.
  - Human Services expenditures of current month in the amount of \$228,096.95 and Director's action expenditures subsequent to last month's Board meeting in the amount of \$47,902.70.

**SHERIFF**

- Hanson updated the Board on Redwood County Jail population for January 2010.
- On motion by Walling, second by Dahms, the Board voted unanimously to authorize posting/advertising of the Lead Clerk vacancy.
- On motion by Dahms, second by Walling, the Board voted unanimously to approve the Second Amendment to Lease and Service Agreement between the City of Redwood Falls and Redwood County to extend the Amendment to Lease agreement an additional twelve months, commencing on April 1, 2010, and terminating on March 31, 2011.
- On motion by Klabunde, second by Walling, the Board voted unanimously to approve the following Resolution:

**A RESOLUTION ACCEPTING THE DONATION OF \$2,000 FOR SUPPORTING THE REDWOOD COUNTY LAW ENFORCEMENT**

- **WHEREAS**, Farmers Union Industries wishes to donate \$2,000 to the Redwood County Sheriff’s Department for enhancing the department’s ability to keep its officers and the county residents safe; and
- **WHEREAS**, the Redwood County Sheriff’s Department will utilize the \$2,000 for the purpose of safety for its officers and the county residents; and
- **WHEREAS**, the Board of Commissioners appreciates the generosity of Farmer’s Union Industries, in supporting the safety of the county;
- **NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners hereby approves the acceptance of \$2,000 from Farmer’s Union Industries to the Redwood County Sheriff’s Department, on behalf of the County.

**SOUTHWEST INITIATIVE – GREEN CORRIDOR**

- Zajac and Cobb updated the Board of a land acquisition by the Green Corridor and the Southwest Initiative Foundation for 113.98 acres of land in Section 13, Township 109, Range 37; 80 acres of land in Section 13, Township 109, Range 37 and 83.22 acres of land in Section 19, Township 109, Range 36W.

**RECESS**

- On motion by Dahms, second by Klabunde, the Board recessed and entered into session as the Drainage Authority.

**REDWOOD COUNTY DRAINAGE AUTHORITY**

- Drainage Authority Board Chair Schueller called the meeting to order at 11:22 a.m.
- Discussion was held regarding the redetermination of the entire County Ditch system.
- On motion by Dahms, second by Kokesch, the Board voted unanimously to approve the following Order for Redetermination:

**STATE OF MINNESOTA  
 REDWOOD COUNTY BOARD OF COMMISSIONERS  
 AS DRAINAGE AUTHORITY**

**In the Matter of County Ditch #11    ) ORDER FOR REDETERMINATION  
   ) OF BENEFITS AND APPOINTMENT  
   ) OF VIEWERS**

The Redwood County Board of Commissioners, as Drainage Authority for County Ditch No. 11 (hereinafter, the “Drainage Authority”), has historically been approached by various property owners who are benefitted by the numerous ditch systems within Redwood County. The Drainage Authority has held a series of informal meetings, received information from the public, and has also received information from the County Ditch Inspector, Brent Lang, and the County Auditor/Treasurer, Jean Price. Based upon this information, the Drainage Authority has determined that the benefits of the county-wide ditch system, as a whole, do not reflect reasonable present day land values. As a result, it is the Drainage Authority’s intention, over a period of years, to examine each ditch system within Redwood County to determine whether a redetermination of benefits is appropriate.

With respect to the above-referenced ditch, based upon the information received, the Drainage Authority makes the following Findings and Order:

**FINDINGS:**

1. County Ditch #11 was established in 1910, and the benefits for County Ditch #11 were determined to be \$3,420.
2. The original benefits set for County Ditch #11 have not been redetermined.
3. That the original benefits determined in the drainage proceeding do not reflect reasonable present day land values.
4. That the parcels included in the original determination of benefits have been subdivided since 1910.
5. That the benefitted areas have changed since the original determination of benefits.
6. That the principles of determining benefits contained in Minnesota Statutes §103E provide for a larger area being benefitted than was originally determined.
7. Given the extremely low value of the original benefits, and the levy limits imposed by Minnesota Statutes §103E on repair assessments, it is difficult to generate adequate funds to complete repairs if necessary.

**ORDER:**

1. There shall be a redetermination of benefits of County Ditch #11.
  2. That Jim Weidemann, Bill Moldestad, and Duane Bendixen are appointed as Ditch Viewers for the redetermination of benefits.
  3. The redetermination of benefits shall proceed following the requirements and procedures set forth in Minnesota Statutes §103E.351.
- Chair Schueller closed the meeting on County Ditch #11.
  - Chair Schueller opened the meeting for County Ditch #27.
  - On motion by Kokesch, second by Walling, the Board voted unanimously to approve the following Order for Redetermination:

**STATE OF MINNESOTA  
 REDWOOD COUNTY BOARD OF COMMISSIONERS  
 AS DRAINAGE AUTHORITY**

**In the Matter of County Ditch #27     )   **ORDER FOR REDETERMINATION**  
    )   **OF BENEFITS AND APPOINTMENT**  
    )   **OF VIEWERS****

The Redwood County Board of Commissioners, as Drainage Authority for County Ditch No. 27 (hereinafter, the "Drainage Authority"), has historically been approached by various property owners who are benefitted by the numerous ditch systems within Redwood County. The Drainage Authority has held a series of informal meetings, received information from the public, and has also received information from the County Ditch Inspector, Brent Lang, and the County Auditor/Treasurer, Jean Price. Based upon this information, the Drainage Authority has determined that the benefits of the county-wide ditch system, as a whole, do not reflect reasonable present day land values. As a result, it is the Drainage Authority's intention, over a period of years, to examine each ditch system within Redwood County to determine whether a redetermination of benefits is appropriate.

With respect to the above-referenced ditch, based upon the information received, the Drainage Authority makes the following Findings and Order:

**FINDINGS:**

1. County Ditch #27 was established in 1915, and the benefits for County Ditch #27 were determined to be \$13,885.
2. The original benefits set for County Ditch #27 have not been redetermined.
3. That the original benefits determined in the drainage proceeding do not reflect reasonable present day land values.
4. That the parcels included in the original determination of benefits have been subdivided since 1915.
5. That the benefitted areas have changed since the original determination of benefits.
6. That the principles of determining benefits contained in Minnesota Statutes §103E provide for a larger area being benefitted than was originally determined.
7. Given the extremely low value of the original benefits, and the levy limits imposed by Minnesota Statutes §103E on repair assessments, it is difficult to generate adequate funds to complete repairs, if necessary.

**ORDER:**

1. There shall be a redetermination of benefits of County Ditch #27.
  2. That Jim Weidemann, Bill Moldestad, and Duane Bendixen are appointed as Ditch Viewers for the redetermination of benefits.
  3. The redetermination of benefits shall proceed following the requirements and procedures set forth in Minnesota Statutes §103E.351.
- Chair Schueller closed the meeting on County Ditch #27.
  - Chair Schueller appointed Dahms as Chair and recused himself from the meeting due to a conflict of interest on ditch #34.
  - Chair Dahms opened the meeting on County Ditch #34.
  - On motion by Klabunde, second by Kokesch, the Board voted unanimously to approve the following Order for Redetermination:

**STATE OF MINNESOTA  
 REDWOOD COUNTY BOARD OF COMMISSIONERS  
 AS DRAINAGE AUTHORITY**

**In the Matter of County Ditch #34     )   **ORDER FOR REDETERMINATION**  
    )   **OF BENEFITS AND APPOINTMENT**  
    )   **OF VIEWERS****

The Redwood County Board of Commissioners, as Drainage Authority for County Ditch No. 34 (hereinafter, the “Drainage Authority”), has historically been approached by various property owners who are benefitted by the numerous ditch systems within Redwood County. The Drainage Authority has held a series of informal meetings, received information from the public, and has also received information from the County Ditch Inspector, Brent Lang, and the County Auditor/Treasurer, Jean Price. Based upon this information, the Drainage Authority has determined that the benefits of the county-wide ditch system, as a whole, do not reflect reasonable present day land values. As a result, it is the Drainage Authority’s intention, over a period of years, to examine each ditch system within Redwood County to determine whether a redetermination of benefits is appropriate.

With respect to the above-referenced ditch, based upon the information received, the Drainage Authority makes the following Findings and Order:

**FINDINGS:**

1. County Ditch #34 was established in 1919, and the benefits for County Ditch #34 were determined to be \$25,784.
2. The original benefits set for County Ditch #34 have not been redetermined.
3. That the original benefits determined in the drainage proceeding do not reflect reasonable present day land values.
4. That the parcels included in the original determination of benefits have been subdivided since 1919.
5. That the benefitted areas have changed since the original determination of benefits.
6. That the principles of determining benefits contained in Minnesota Statutes §103E provide for a larger area being benefitted than was originally determined.
7. Given the extremely low value of the original benefits, and the levy limits imposed by Minnesota Statutes §103E on repair assessments, it is difficult to generate adequate funds to complete repairs, if necessary.

**ORDER:**

1. There shall be a redetermination of benefits of County Ditch #34.
  2. That Jim Weidemann, Bill Moldestad, and Duane Bendixen are appointed as Ditch Viewers for the redetermination of benefits.
  3. The redetermination of benefits shall proceed following the requirements and procedures set forth in Minnesota Statutes §103E.351.
- Chair Dahms closed the meeting on County Ditch #34 and appointed Schueller as Chair.
  - Chair Schueller opened the meeting on County Ditch #56.
  - On motion by Walling, second by Dahms, the Board voted unanimously to approve the following Order for Redetermination:

**STATE OF MINNESOTA  
 REDWOOD COUNTY BOARD OF COMMISSIONERS  
 AS DRAINAGE AUTHORITY**

**In the Matter of County Ditch #56     )   **ORDER FOR REDETERMINATION**  
    )   **OF BENEFITS AND APPOINTMENT**  
    )   **OF VIEWERS****

The Redwood County Board of Commissioners, as Drainage Authority for County Ditch No. 56 (hereinafter, the "Drainage Authority"), has historically been approached by various property owners who are benefitted by the numerous ditch systems within Redwood County. The Drainage Authority has held a series of informal meetings, received information from the public, and has also received information from the County Ditch Inspector, Brent Lang, and the County Auditor/Treasurer, Jean Price. Based upon this information, the Drainage Authority has determined that the benefits of the county-wide ditch system, as a whole, do not reflect reasonable present day land values. As a result, it is the Drainage Authority's intention, over a period of years, to examine each ditch system within Redwood County to determine whether a redetermination of benefits is appropriate.

With respect to the above-referenced ditch, based upon the information received, the Drainage Authority makes the following Findings and Order:

**FINDINGS:**

1. County Ditch #56 was established in 1920, and the benefits for County Ditch #56 were determined to be \$8,010.
2. The original benefits set for County Ditch #56 have not been redetermined.
3. That the original benefits determined in the drainage proceeding do not reflect reasonable present day land values.
4. That the parcels included in the original determination of benefits have been subdivided since 1920.
5. That the benefitted areas have changed since the original determination of benefits.
6. That the principles of determining benefits contained in Minnesota Statutes §103E provide for a larger area being benefitted than was originally determined.
7. Given the extremely low value of the original benefits, and the levy limits imposed by Minnesota Statutes §103E on repair assessments, it is difficult to generate adequate funds to complete repairs, if necessary.

**ORDER:**

1. There shall be a redetermination of benefits of County Ditch #56.
  2. That Jim Weidemann, Bill Moldestad, and Duane Bendixen are appointed as Ditch Viewers for the redetermination of benefits.
  3. The redetermination of benefits shall proceed following the requirements and procedures set forth in Minnesota Statutes §103E.351.
- Chair Schueller closed the meeting on County Ditch #56 and as Drainage Authority Board.

**RECONVENE**

- The Board reconvened as Redwood County Board of Commissioners at 11:41 a.m.

**ARCHITECT AND CONSTRUCTION MANAGER CONTRACTS**

- Rohland discussed options regarding the contracts with WOLD and CAM. The Board directed Knobloch, Price and Rohland to work together to obtain all pertinent information regarding the WOLD and CAM fees and contracts and present a recommendation to the Board at an upcoming meeting.

**COMMISSIONERS**

- The commissioners reported on meetings they attended.

Schueller

- PSAP Consolidation

Dahms

- Soil & Water

Kokesch

- AMC Futures

Klabunde

- Building Healthy Families
- SW Mental Health
- Scenic Byway

**ADJOURN**

- There being no further business, Chair Schueller declared the meeting adjourned at 1:07 p.m.

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John Schueller, Chair  
Board of County Commissioners

Attest: \_\_\_\_\_  
Vicki Knobloch  
County Administrator