

REDWOOD COUNTY, MINNESOTA

AUGUST 3, 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 Gary Dahms, Al Kokesch, John Schueller, Lon Walling and Priscilla Klabunde; Administrator Vicki Knobloch; Director of Environmental Services Jon Mitchell; Recycling Coordinator Brian Sams; Highway Engineer Willy Rabenberg; Auditor-Treasurer Jean Price; Ditch/Ag Inspector Brent Lang; Technology Specialist Josh Lueck; Human Resource Technician Heidi Hennen; County Attorney Patrick Rohland; Duane Bendixen; David Drown; Kathryn Berg; Brian Berg; Melvin Schueller; Charles Daub; Paul Daub and Tom Daub.

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 Kokesch, second by Walling, the Board voted unanimously to approve the revised agenda.

**CONSENT AGENDA**

- On motion by Klabunde, second by Dahms, the Board voted unanimously to approve the following:
  - July 20, 2010, Board minutes.
  - Payment of bills as follows:

Revenue Fund	\$ 55,022.90
Building Fund	\$ 2,399.77
Ditch Maintenance Fund	\$ 98.81
Solid Waste Fund	\$ 15,879.42

- Attendance at the following training:
  - Public Health Director Genie Simon to attend the Leadership Summit in Walker at an estimated cost of \$540.
  - Assistant County Attorney Amy Busse to attend the 2010 Criminal Justice Institute in St. Paul at an estimated cost of \$583.

**PETITION FOR OUTLET – COUNTY DITCH # 20**

- On motion by Dahms, second by Klabunde, the Board voted unanimously to accept the Donald Peterson petition for outlet into County Ditch #20, set an initial hearing date of September 7, 2010 at 8:45 a.m., and appointed ditch viewer Duane Bendixen to review the ditch and determine benefits.

**PUBLIC HEARING – LATERAL K JUDICIAL DITCH #36 PETITION TO OUTLET**

- At 8:45 a.m. a final hearing on the Daub petition for authority to outlet into Lateral K Judicial Ditch #36 was held.
- Ditch viewer Duane Bendixen explained the calculation used to set the outlet fee and benefit value to the parcels.
- On motion by Walling, second by Dahms, the Board voted unanimously to grant the outlet into Lateral K Judicial Ditch 36, authorize Board Chairs' signature on the order, and adopt the recommendations in the Viewers Report setting the outlet fee and benefits to parcels as follows:

<b>Legal Description</b>	<b>Acres benefited</b>	<b>Outlet fee</b>	<b>Benefit to parcel</b>
The South Twenty (20) acres of the S ½ of the NE ¼	1	\$ 138.00	\$ 39.00
The North Forty (40) acres of the N ½ of the SE ¼ of Section 11, Township 111, Range 37	2	\$ 346.00	\$ 97.00
The S ¾ of the SE ¼ except 33.3 acre tract of Section 11, Township 111, Range 37	7	\$ 1,210.00	\$ 340.00
	<b>TOTAL</b>	<b>\$ 1,694.00</b>	<b>\$ 476.00</b>

**AUDITOR-TREASURER – JEAN PRICE**

- Price updated the Board on the State Auditor request to implement Minnesota Statute §375.16 and authorize the Auditor/Treasurer to pay incidental expenses for the county annually.
- On motion by Kokesch, second by Dahms, the Board voted unanimously to approve the following resolution:

**Resolution Authorizing the Redwood County Auditor-Treasurer  
To Pay Certain Claims in 2010**

**WHEREAS**, Minnesota Statute 375.16 allows the County Board to authorize the County Auditor/Treasurer to pay incidental expenses of the county; and

**WHEREAS**, Minnesota Statute 375.18 allows delegation by the County Board for paying certain claims to a county administrative official.

**NOW, THEREFORE, BE IT RESOLVED**, That the Redwood County Auditor/Treasurer is authorized to pay incidental expenses per Minnesota Statute 375.16.

**BE IT FURTHER RESOLVED**, That the Redwood County Auditor/Treasurer is authorized to pay certain claims made against the County that are included in the Accounting Policies and Procedures Manual dated May 18, 2010.

**BE IT FURTHER RESOLVED**, That as part of the control procedure for informational purposes, a list of all claims paid be presented to the Board at its next regularly scheduled meeting.

**ADMINISTRATOR**

- Knobloch presented a change order request for Sussner Construction and Floor to Ceiling for the Government Center.

- On motion by Kokesch, second by Dahms, the Board voted unanimously to approve the following change orders as presented:

<b>Trade Contractor</b>	<b>Description</b>	<b>Add/Deduct</b>	<b>Amount</b>
Sussner	Work related to mechanical room	Deduct	\$ 1,128
Sussner	Opening a wall to facilitate construction	Add	\$ 818
Sussner	Additional slab/floor repair	Add	\$ 656
Sussner	Installation of a steel frame by loading dock	Add	\$ 138
Sussner	Additional concrete work around building	Add	\$ 4,350
Sussner	Lettering at MN West Learning Center	Add	\$ 422
Floor to Ceiling	Add to refinish work	Add	\$ 955
	<b>Total</b>		<b>\$ 6,211</b>

- Knobloch presented the sole bid received for the excess telephone system equipment. On motion by Walling, second by Kokesch, the Board voted unanimously to accept the sole quote from Fran's Communications of Marshall in the amount of \$401.50 for the six (6) telephone systems.

***Personnel Action Item:***

- On motion by Walling, second by Kokesch, the Board voted unanimously to approve the request to hire Human Services Financial Workers Rebecca Kleinhuizen, at Grade 10 Step 1, \$15.48, effective August 18, 2010, and Connie Prechel, at Grade 10 Step 1, \$15.48, effective August 30, 2010.

## **ENVIRONMENTAL SERVICES**

### ***Recycling and Solid Waste:***

- Sams updated the Board on the June 2010 Monthly Recycling report.
- Sams updated the Board on the attendance at Farmfest and the success of the event recycling trailer.
- Sams updated the Board on the Pop Bottle Grant they received for five (5) pop bottle recycling containers.
- Sams and Mitchell reminded the Board of the Pesticide Container Collection date on August 25, 2010.
- On motion by Walling, second by Klabunde, the Board voted unanimously to approve the low quote of Kibble Equipment for the trade-in purchase price of \$1,800 for a LA175 John Deere lawn mower. All quotes received were as follows:

<b>Company</b>	<b>Brand</b>	<b>Trade-In Price</b>
Kibble Equipment	John Deere	\$1,800
Schoffman's	Snapper	\$2,000
Weltsch Equipment	Simplicity	\$3,800

### ***Planning and Zoning:***

- Mitchell presented recommendations from the Planning Commission.

- A Conditional Use Permit # 11-10 of Barry Paskewitz for the operation of an 800 head animal confined feedlot/cattle facility and the construction of an undercover confinement structure located in Section 24, Vesta Township. On motion by Walling, second by Dahms, the Board voted unanimously to extend the deadline for CUP #11-10 an additional sixty (60) days to allow the Redwood County Environmental Office time to acquire necessary information.
- A Conditional Use Permit # 12-10 of Kurt Seifert for the operation of a 998 head animal confined feedlot/cattle facility and the construction of an undercover confinement structure located in Section 24, Three Lakes Township. On motion by Walling, second by Kokesch, the Board voted unanimously to approve CUP # 12-10 to Kurt Seifert for the operation of a 998 head animal confined feedlot/cattle facility and the construction of a structure with fifteen (15) conditions as set forth by the Planning Commission.
- A Conditional Use Permit # 13-10 of Suzanne Schmiesing o/b/o Schmiesing Flower Farm for the issuance and operation of a greenhouse primarily engaged in the sale of flowers grown on the premises and for the construction of a cold storage structure in Section 21, Johnsonville Township. On motion by Walling, second by Dahms, the Board voted unanimously to approve CUP # 13-10 to Suzanne Schmiesing o/b/o Schmiesing Flower Farm for the operation of a greenhouse and the construction of a storage facility with eighteen (18) conditions as set forth by the Planning Commission.

#### **ROAD & BRIDGE**

- On motion by Walling, second by Dahms, the Board voted unanimously to approve payment of Road & Bridge bills in the amount of \$60,891.71.
- On motion by Walling, second by Klabunde, the Board voted unanimously to authorize advertising for SAP 64-610-28, BR #5839 (CSAH 10) upon acquisition of Right-of-Way.
- Rabenberg presented the bids opened June 25, 2010, for SAP 64-606-29 & SP 064-606-032 for grading, paving, aggregate shoulders, bridge replacement and approaches. After an audit of the bid, on motion by Dahms, second by Walling, the Board voted unanimously to award the bid to R & G Construction of Marshall, and authorize Board Chairs' signature on the contract with R & G Construction, in the amount of \$1,660,466.05. All bids received were as follows:

<b>Company</b>	<b>Amount of bid</b>
R & G Construction	\$ 1,660,466.05
Duininck, Inc.	\$ 1,747,767.72
Knife River Corp.	\$ 1,781,459.69

- On motion by Walling, second by Klabunde, the Board voted unanimously to authorize advertising for SAP 64-599-72, BR #L6920 (North Hero Township) upon township acquisition of Right-of-Way.
- Rabenberg updated the Board on the construction and maintenance projects being performed throughout the county.

**HUMAN RESOURCES – HEIDI HENNEN*****Policy Advisory Committee Recommendations***

- Hennen presented the policy revision recommendations from the County Policy Advisory Committee Meeting.
- On motion by Dahms, second by Klabunde, the Board voted unanimously to adopt the amended language to Personnel Policy Section 4.03 Family Medical Leave.
- On motion by Klabunde, second by Kokesch, the Board voted unanimously to adopt the amended language to Personnel Policy Section 6.06.4 Vacation, and Section 6.07.4 Sick Leave.
- On motion by Dahms, second by Klabunde, the Board voted unanimously to adopt the amended language to Personnel Policy Section 6.15.1 Post-Retirement Continuation of Life Insurance.
- On motion by Walling, second by Dahms, the Board voted unanimously to reject the County Policy Advisory Committee recommendation adding amended policy language option #1 and to adopt amended policy language option #4 upon additional language added to reference policy 6.02 Overtime.
- On motion by Klabunde, second by Dahms, the Board voted unanimously to reject the presented recommendation from the County Policy Advisory Committee regarding policy 4.08 Elected Office Leave of Absence and directed Hennen to work with the County Attorney for new language for the policy.

**CITY OF MORTON/DAVID DROWN ASSOCIATES**

- Drown updated the Board on the wastewater improvement project by the Lower Sioux and presented a resolution for approval.
- On motion by Kokesch, second by Dahms, the Board voted unanimously to approve the following:

**RESOLUTION CONSENTING TO ISSUANCE  
OF OBLIGATIONS BY CITY OF MORTON**

**BE IT RESOLVED** by the Board of Commissioners of Redwood County as follows:

1. The City Council of the City of Morton is conducting a public hearing on August 10, 2010, on a proposal that the City issue its Revenue Notes (Lower Sioux Indian Community Project) (the “Notes”) in an amount not to exceed \$4,500,000 (including \$3,400,000 previously approved) pursuant to Minnesota Statutes, Sections 469.152 to 469.165 to finance the costs of wastewater improvements to be owned and operated by the Lower Sioux Indian Community. In order for the City to issue obligations for improvements outside the corporate boundaries of the City, Minnesota Statutes, Section 471.656 requires that the governing body of the county in which the property is located consent by resolution to the issuance of the obligations.
2. The Board hereby consents to the issuance of the Notes.

**CLOSED SESSION – NEGOTIATIONS**

- At 11:15 a.m., on motion by Dahms, second by Kokesch, the Board voted unanimously to enter into closed session for the purpose of discussing negotiations. Present were the five Commissioners, Rohland and Knobloch. The closed session ended at 11:34 a.m.
- No action was taken by the Board.

**CLOSED SESSION – PENDING LITIGATION**

- At 11:36 p.m., on motion by Dahms, second by Klabunde, the Board voted unanimously to enter into closed session for the discussion of a pending litigation. Present were the five Commissioners, Rohland, Knobloch and Attorney Ann Goering (via conference call). The closed session ended at 12:12 p.m.
- On motion by Dahms, second by Klabunde, the Board voted unanimously to authorize the Board Chair's signature on the Stipulation of Dismissal on the terms and conditions as set forth in the Commissioner of Veterans Affairs Order dated June 9, 2010.

**COMMISSIONERS**

- The commissioners reported on meetings they attended.

Walling

- AMC – General Government Committee

Dahms

- AMC-Public Safety & Ag & Rural Development Committee
- PILT

Schueller

- Regional Radio Board
- Extension Committee

Kokesch

- Whispering Pines Tour

Klabunde

- PILT
- AMC – Health & Human Services Policy Committee

**ADJOURN**

- There being no further business, Chair Schueller declared the meeting adjourned at 12:35 p.m.

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John Schueller, Chair  
Board of County Commissioners

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