

October 6, 2009
Cottonwood County Board of Commissioners
Regular Meeting
Minutes

The Cottonwood County Board of Commissioners met in regular session on Tuesday, October 6, 2009 at 9:00 a.m. at the Cottonwood County Courthouse in Windom, MN. Presiding over the meeting was Chairman Gary Sorenson. Present for all or portions of the meeting were: Commissioners Gary Sorenson, Tom White, Ron Kuecker, Norm Holmen, John Oeltjenbruns; Administrative Assistant Kelly Thongvivong; Auditor/Treasurer Jan Johnson; County Attorney Doug Storey, Karen Swenson, Mike Hanson, Ron Gregg, Craig Mueller and Danielle Mulcahey. Motion by Holmen, second by White, unanimous vote to approve additions to the agenda. Motion by Oeltjenbruns, second by Holmen, unanimous vote to approve the minutes of the September 22, 2009 meeting.

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Karen Swenson, Director of Brown-Nicollet Environmental Health, met with the board to present the 2010 food contract for approval. Swenson reported that license fees to establishments would not be increasing this year. Motion by Oeltjenbruns, second by Kuecker, unanimous vote to allow Chairman Sorenson to sign the contract with addition to paragraph 2 referring to the body art ordinance.

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Environmental Officer Mike Hanson met with the board to present a resolution and a copy of the Middle Minnesota CWP amendment #2. Motion by White, second by Holmen, unanimous roll call vote to adopt resolution as listed below and to sign amendment #2 to increase low-interest loan award by \$7,500 to a total loan award of \$45,000.

**Resolution for Amendment #2
To agreement SRF0177
Middle MN CWP Project
Resolution 09-10-06**

BE IT RESOLVED by the Cottonwood County Board of Commissioners, that as Loan Sponsor, the Cottonwood County Board of Commissioners enters into the attached Minnesota Clean Water Partnership Project Implementation Loan Agreement amendment #2 along with Brown Nicollet Cottonwood Water Quality Joint Powers Board, as Project Sponsor, and the Minnesota Pollution Control Agency to conduct the implementation of the Implementation of the Conservation Practices and Effectiveness Monitoring in the Middle Minnesota Watershed Clean Water Partnership Project.

BE IT FURTHER RESOLVED by the Cottonwood County Board of Commissioners that the County Board Chair, Gary Sorenson be authorized to execute the attached Minnesota Clean Water Partnership Project Implementation Loan Agreement #2 for the above referenced Project on behalf of the Board as Loan Sponsor.

WHEREUPON the above resolution was adopted at a regular meeting this 6th day of October, 2009.

S/Jan Johnson, Auditor/Treasurer

Motion by Oeltjenbruns, second by White, unanimous vote to allow Mike Hanson to use county credit card for room reservations (3 individuals for 2 nights each) at the upcoming Minnesota Association of County Feedlot Officers Conference on October 20-22 in Detroit Lakes.

Brief discussion was held regarding nuisance complaint about a property on North 71.

Hanson shared information he recently received from I & S regarding an environmental assessment worksheet prepared for the SMC Sioux Rock Quarry in Delton Township.

Hanson reported that work has been moving along at the Mountain Park shelter house and the only thing left to do is painting.

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County Engineer Ron Gregg met with the board to discuss several items. Gregg reported that 37 applications were received for the two heavy equipment operator positions and 9 candidates were interviewed. Motion by Oeltjenbruns, second by White, unanimous vote to allow Gregg to hire David May and Randy Illg as full-time heavy equipment operators on Start of the 2009 pay matrix pending a favorable background check with a starting date on or before October 23, 2009.

Gregg reported that he received three quotes for the consulting work associated with the re-permitting of the Landfill. The three quotes are considerable different in price which concerns Gregg and questions whether something was missed. He is going to spend some time questioning the three consultants and make his recommendation at the next board meeting.

Chairman Sorenson signed the contract for the reconstruction of CSAH 9. The contractor is R&G Construction, Inc.

Motion by Kuecker, second by Holmen, unanimous vote to approve final payment for the Southbrook Township Bridge Project SP 17-599-86. The final amount for the project was \$818,627.70.

Brief discussion was held regarding the condition of some of the gravel roads within the county as well as an overlay project in the Mt. Lake area.

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There were no ditch business updates to give at this time. Brief discussion was held regarding buffer strips and how they are going to be enforced. Further discussion will be held at the next board meeting.

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Motion by White, second by Oeltjenbruns, unanimous roll call vote to adopt resolution as follows:

**Resolution 09-10-06A
Government Acquisition for Public Use**

- INTRODUCED: Commissioner White
- SECONDED: Commissioner Oeltjenbruns
- VOTED: Aye: Commissioners White, Oeltjenbruns, Kuecker, Holmen, Sorenson

The County of Cottonwood certifies and approves the conveyance of Parcel 24.826.0190, which is located at 8th Street and Birch in Westbrook. This property will be acquired by the Westbrook Walnut Grove Public Schools. The intent of the property is to have the landscape class construct a mini park for the students. The school district also hopes to use part of the lot for the building trades' class to construct a storage shed for resale whenever the class is held.

Dated: October 6, 2009

S/Jan Johnson, Auditor/Treasurer

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Motion by Holmen, second by Oeltjenbruns, unanimous vote to approve contract with Select Account. This renewal allows for Select Account to continue administering the spending accounts.

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Motion by Holmen, second by Kuecker, unanimous roll call vote to adopt resolution as follows:

RESOLUTION REGARDING EXECUTION OF CONTRACTS

WHEREAS, Minnesota Statutes Chapter 256E requires the County Board to submit bi-annual community social services plan to the Commissioner of the Minnesota Department of Human Services; and

WHEREAS, as a part of such community social services plan, the County, from time to time, enters into the purchase of service contracts for the provision of services to recipients of services; and

WHEREAS, other Minnesota counties are similarly obligated to provide services and to enter into contracts for the provision of services to individuals in their counties; and

WHEREAS, Minnesota law contemplates that service providers situated within a county jurisdiction establish a purchase of service contract with their host county, and under the terms of said contracts other counties may utilize such services in accordance with the terms of such contract, the same being generically known as a "Host County Contract"; and

WHEREAS, Minnesota law further contemplates that Minnesota counties, by necessity, must arrange contracts with service providers to be able to utilize various services to benefit individuals on an as needed basis; and

WHEREAS, Minnesota Rules 9550.0040 provides that purchase of service contracts must be completed pursuant to Minnesota Statutes and Rules, including Minnesota Statutes Chapter 256E and Minnesota Rules 9550.0010 et seq and that the Cottonwood County Family Service Agency Board has designated the local social service agency to sign on its behalf; and

WHEREAS, this board believes a more expeditious handling of such Host County Contracts and Service Contracts may be obtained by delegating to the Director of Cottonwood County Family Service Agency the authority to sign Contracts on behalf of this Board.

NOW, THEREFORE BE IT RESOLVED as follows:

1. That the Director of Cottonwood County Family Service Agency be and hereby is authorized to execute and approve Host County Contracts and Purchase of Service Contracts which allow for the purchase of community social services on an as needed basis for the period commencing October 1, 2009 and ending September 30, 2010.

- 2. That the authorization to the Director of Cottonwood County Family Service Agency herein is limited to the approval and execution of Host County Contracts and Purchase of Service Contracts for the purchase of community social services on an "as needed" basis and nothing herein shall authorize the Director of Cottonwood County Family Service Agency to execute grants or purchase of service contracts which call for a specific commitment of county funds without the prior approval of this Board.

S/Tom White, Chairperson Cottonwood County Family Service Agency Board

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Commissioner White gave an update regarding a Department Head meeting that was held on September 30th. A few of the topics of discussion were employee safety, a new phone system as well as the financial situation of the county. The board agreed to invite Greg Walsh to attend an upcoming board meeting to discuss his experiences with the process of getting a new phone system in Watonwan County.

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Brief discussion was held regarding training sessions that are currently being offered by MCIT. Jane Hennagir from MCIT will be contacted to get these sessions scheduled.

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Commissioner Oeltjenbruns gave an update regarding a recent Minnesota River Board meeting that he attended in Redwood Falls. He said that there is a big push to pass a bill to form eight watersheds in the state.

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Commissioner Holmen gave an update regarding an Area II meeting that he recently attended. He reported that all of the counties were planning to sign the addendum to the Joint Powers Agreement extending the contract for a 9-month period.

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Auditor/Treasurer Jan Johnson reported that the VEBA plan can be used as a Medicare supplement. The county will need to decide if they will continue to make a contribution to the VEBA account.

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Discussion was held regarding the pay study. Wayne Brede will be meeting with the board in the near future to present the final report.

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Update was given regarding census meeting that Commissioners Sorenson and White recently attended.

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Brief discussion was held regarding Statement of Position entitled "Public Expenditures: Donations and Dues".

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There being no further business, the meeting adjourned at 11:20 a.m.

Jan Johnson, Auditor/Treasurer

Gary Sorenson, Board Chairman

Kelly Thongvivong, Bd. Adm. Assistant