

TODD COUNTY BOARD OF COMMISSIONERS

*Minutes of the Meeting of the Todd County Board of Commissioners held on
November 15, 2011*

Call to Order

The Todd County Board of Commissioners met in the Commissioner's Board Room in the City of Long Prairie, MN on the 15th day of November, 2011 at 9:00 A.M. The meeting was called to order by Chairperson Blessing with all members present. The meeting was opened with the Pledge of Allegiance.

Approval of Agenda

On motion by Kneisl and second by Ruda, the following motion was introduced and adopted by unanimous vote: To approve the agenda as amended with the following changes:

1. Add report from Contegrity on Historic Courthouse renovation progress
2. Add discussion and motions for employee health insurance changes
3. Add discussion on Battle Point Park stop work order
4. Add resolution supporting AMC policy positions

Routine Business

On motion by Neumann and second by Kircher, the following motion was introduced and adopted by unanimous vote: To approve the November 1, 2011 minutes as read.

On motion by Ruda and second by Neumann, the following motion was introduced and adopted by unanimous vote: To approve the Commissioner Warrants #29476 - #29613 in the amount of \$192,193.72.

On motion by Kircher and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To approve the Auditor Warrants #216797 - #217012 in the amount of \$5,976,695.64.

Central MN Housing Partnership

On motion by Ruda and second by Kneisl, the following resolution was introduced and adopted by unanimous vote:

A RESOLUTION FOR ADMINISTERING THE RENTAL DEFERRED LOAN PROGRAM

WHEREAS, Todd County has made significant progress in meeting the need for housing rehabilitation in the cities and rural areas of the county, and;

WHEREAS, an unmet need remains for the repair and rehabilitation of rental housing units, and;

WHEREAS, the Rental Rehabilitation Deferred Loan program sponsored by Minnesota Housing (MHFA) may provide a means for rehabilitating rental housing units in Todd County.

NOW, THEREFORE BE IT RESOLVED that the Central Minnesota Housing Partnership is hereby authorized to submit an "Application for Administrative Authority" to MHFA for participation in the Rental Rehabilitation Deferred Loan program, and the Central Minnesota Housing Partnership is designated as the administrative body for implementing this program in Todd County.

Todd County Extension

Jim Carlson, Director of Todd County Extension announced to the Board of his retirement after 35 years of service with the Extension Service. The Board thanked him for his service.

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On motion by Ruda and second by Neumann, the following motion was introduced and adopted by unanimous vote: Approval of the 2012 Memorandum of Agreement between Todd County and the University of Minnesota Extension Services for Agriculture Educator and 4-H Educator services in an amount not to exceed \$98,487.00.

Todd County Public Works

Wade Jackson was present to discuss a date for the Fall Road Meeting. December 9, 2011 at 9:30 am was set and it will be held at the Highway Department.

Todd County Planning & Zoning

On motion by Neumann and second by Kneisl, the following CUP was introduced and adopted by unanimous vote: Holiday Resort, 13377 Falcon Drive, Osakis, MN 56360. Property Owner: Louis Gramsey. CUP to add a second story onto an existing cabin, footprint of the cabin will not change. All set backs from the lake and road can be met. Use Permit is required for any expansion to an existing business located on lakeshore zoned property.

On motion by Neumann and second by Ruda, the following Rezoning Application was introduced and adopted by unanimous vote: Rezoning application to change the current zoning of below described property that is located outside of the shoreland zone from Residential-10 to Agricultural/Forestry (AF-1). All of the NE4 NW4 and all the NW4 NE4 located outside the shoreland district, Section 6, Twp 128, Range 33, Round Prairie Township, Todd County.

On motion by Kircher and second by Kneisl, the following CUP was introduced and adopted by unanimous vote: Birchdale Estates Plat 3. Owner: Gerald Kluempke 27711 Hwy 28, Grey Eagle, MN 56336. Conditional Use Permit for the residential subdivision known as "Birchdale Estates Plat 3" Subdivision consisting of one 6 acre lot. Use Permit is required for all subdivisions located in lakeshore zoned property. The Lot is being divided off a 20.33 acre parcel. Brick Addition, Lady Lake, Block One, Lot 1, Section 31, Twp 128N, Range 32W, Burnhamville Township, Todd County.

Discussion on the potential of installing signs at strategic entrances to the County that state permits are required in Todd County as a method to ensure that land owners are applying for appropriate permits.

Todd County Ditch Authority

On motion by Ruda and second by Neumann, the following resolution was introduced and adopted by unanimous vote:

HOLD HARMLESS AGREEMENT FOR DITCH MAINTENANCE – COUNTY DITCH 33 & 2
WHEREAS, Wally Miller is requesting to maintain a portion of CD33&2 located on his and Roy Lee's property in Reynolds Township, sections 28 and 29. The maintenance will be done at his own expense. A Hold Harmless Agreement has been signed and submitted to the Ditch Authority, and;
WHEREAS, an onsite inspection has been done. Project was reviewed by the TEP on 10/11/2011, and;
WHEREAS, applicants are allowed to maintain the drainage ditch to the original width, depth and grade. An improvement by lowering or widening the ditch bottom is not allowed. Sediment and vegetation can

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only be removed to the extent of the original ditch bottom elevation. Spoil may be side cast and leveled, staying within 16 ½ feet of the ditch, or moved to an approved upland site.

NOW, THEREFORE BE IT RESOLVED, that the Todd County Ditch Authority gives permission to Wally Miller to maintain a portion of CD 33& 2 located on his and Roy Lee's property, at his own expense.

Todd County Solid Waste

On motion by Kneisl and second by Ruda, the following resolution was introduced and adopted by unanimous vote:

A RESOLUTION FOR PERHAM RESOURCE FACILITY

WHEREAS, the City of Perham received three Solid Waste Processing Facilities Capital Assistance grants to improve the City's Resource Recovery Facility, and;

WHEREAS, the City of Perham has determined that, due to the need to issue additional bonded debt, it is no longer financially feasible for the City to own and operate the Resource Recovery Facility, and

WHEREAS, the City of Perham has determined that the ownership and operation of the City's Resource Recovery Facility should be transferred to the Prairie Lakes Municipal Solid Waste Authority, a joint powers board made up of the Counties of Becker, Otter Tail, Todd, & Wadena Counties (the "Authority"), and;

WHEREAS, the Counties of Becker, Otter Tail, Todd, and Wadena formed the Prairie Lakes Municipal Solid Waste Authority in order to implement a regional solid waste management system including operations of the Resource Recovery Facility, and;

WHEREAS, the Counties have determined that the Resource Recovery Facility is needed and useful for implementing Minn. Stat. Chapters 400 and 115A including the purposes outlined in the Solid Waste Processing Facilities Capital Assistance Program, and the purposes of the Prairie Lakes Joint Powers Agreement.

NOW, THEREFORE BE IT RESOLVED, by the Todd County Board of Commissioners, that Todd County, acting as a member of the Authority, may resolve that the Authority is willing and able to own and operate the Resource Recovery Facility and acknowledges, accepts and agrees that the operation, ownership, and sale of the Resource Recovery Facility is subject to the provisions of Minn. Stat. Chapter §16A.695 and the Minnesota Management and Budget Third Order Amending Order of Commissioner of Finance Related to Use and Sale of State bond Financed Property, and;

BE IT FURTHER RESOLVED, that, Todd County, as a member of the Prairie Lakes Municipal Solid Waste Authority, may resolve that the Authority will agree to own and operate the Resource Recovery Facility in Perham, and that Todd County shall provide necessary local financing, accept and exercise the governmental powers necessary to develop and operate the project, pledges to use all funds made available by the State of Minnesota Capital Assistance Program exclusively for the capital cost of the project and to pay any additional amount by which the cost of the project exceeds the estimate by appropriation to the construction fund and additional funds or proceeds of additional bonds of County. Todd County recognizes that any subsequent withdrawal of allocated or additional funds by Todd County will impair the obligation of the contract between the State of Minnesota, the Prairie Lakes Municipal Solid Waste Authority and the bondholders. Todd County will not accept separated recyclable materials except for the transfer to a recycler, unless no other person or facility is willing to accept the recyclable materials.

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On motion by Kneisl and second by Ruda, the following resolution was introduced and adopted by majority vote with Neumann voting against:

MARKET PRICE FOR THE SOLID WASTE MANAGEMENT TAX

WHEREAS, the solid waste management tax requires political subdivisions to identify by resolution a market price if the political subdivision:

Subsidizes the cost of service at a facility.

WHEREAS, the political subdivision will be liable for the solid waste management tax based only on the market price amount identified through this resolution.

WHEREAS, the market price is identified in state statutes as the "lowest price available in the area."

WHEREAS, Todd County has performed research to identify the lowest price available in the area;

THEREFORE, the County of Todd declares a market price of \$61.00 per ton.

Todd County Soil & Water

On motion by Ruda and second by Kneisl, the following resolution was introduced and adopted by unanimous vote:

NATURAL RESOURCES BLOCK GRANT AGREEMENT

WHEREAS, the State of Minnesota acting through the Board of Soil and Water Resources and Todd County, and;

WHEREAS, The Laws of Minnesota 2009, Chapter 37, Sec. 3, Subd. 2, and Sec. 5, appropriated funds for the Natural Resources Block Grants (NRBG), to assist with the implementation of comprehensive local water plans, the wetland conservation act, Shoreland, and county feedlot permit programs

WHEREAS, Minnesota Statute 103B.101 subd. 9 (1), and 103B.3369, subd. 5, authorize the Board to award grants, and;

WHEREAS, BWSR has determined Todd County to be eligible and has selected the grantee to participate in NRBG, and the grantee has agreed to appropriate the required local match and the grantee represents that it is duly qualified and agrees to perform all services described in this grant contract to the satisfaction of the State,

NOW, THEREFORE BE IT RESOLVED, that the Todd County Board of Commissioners accept the NRBG funding, and;

BE IT FURTHER RESOLVED, that they accept responsible for specific duties as required by the agreement relating to match, reporting and compliance provided said responsibilities do not require unilateral adoption of proposed MPCA septic rules as currently stated.

Motion by Neumann to refer Block Grant to the County Attorney for review, motion failed for lack of second.

Todd County Administration

Earl Fuechtmann and Travis Fuechtmann from Contegrity Group, Inc. reported on the progress of the historic courthouse project.

On motion by Neumann and second by Ruda, the following motion was introduced and adopted by unanimous vote: To approve elimination of the zero deductible health plan, and approve implementation of a \$3,000 single/\$6,000 family high deductible health plan and Health Savings Account.

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On motion by Neumann and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To authorize the County Administrator to sign a memorandum of understanding with Teamsters, Courthouse and Jailer-Dispatcher Units amending the collective bargaining agreements to allow for payments to employee health savings accounts. Authorization is for up to \$125 for employee plus family plans on the \$1,500 individual/\$3,000 family deductible plan and the \$3,000 individual \$6,000 family deductible plan and up to \$165 for employee only on the \$3,000 individual deductible plan. No other changes are authorized.

Discussion was held on a Stop work order issued for projects at Battle Point park by the County Administrator on November 8, 2011. The Board discussed the work order and agreed by consensus that the Park Board and the County Board should communicate more clearly about the Park Board's intentions at Battle Point and that the stop work order should stay in place for the time being.

On motion by Kircher and second by Neumann, the following motion was introduced and adopted by unanimous vote:

A RESOLUTION SUGGESTING AN AMC POLICY POSITION

WHEREAS, the Association of Minnesota Counties has requested that counties provide suggested policy positions by November 16, 2011, and;

WHEREAS, the Todd County Board of Commissioners is concerned about potential state action to take over local government services without collaboration with local governments, and;

NOW, THEREFORE BE IT RESOLVED, that the Todd County Board of Commissioners suggests for the consideration of AMC a policy position which states that the State should not take over local government services or programs without working through a collaborative process with the local governments who provide said services.

Administrator's Report

Administrator reminded the County Board that there is a meeting scheduled on November 29 at 6 pm in the County Board Room, this meeting is the statutorily required budget meeting. The December 6, 2011 regular County Board meeting has been cancelled. Truth in Taxation notices are going to be mailed out this week. In a review of a couple of random properties throughout the County, taxes of non-homestead properties have risen substantially, homestead properties seem to be holding relatively steady. We have been advertising on the County's website only for an Extension Committee member, we have received only one application. We are considering putting an ad in the newspapers or on the radio, but our budgets for printing and publishing are limited. Administrator requested that commissioners make requests for information on the 2012 budget as soon as possible for work session on the 22nd of November. The budget will have to be finalized on December 20th, due to the fact that open enrollment is scheduled for the end of November and that process will likely result in minor shifts in the budget.

Commissioners' Report

Commissioner Neumann announced that the First Presbyterian Church of Osakis is having a Thanksgiving dinner open to the public.

Recessed at 10:52 a.m. by action of Chairman Blessing until November 29 at 6 pm.

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COMMISSIONER WARRANTS

VENDOR NAME	AMOUNT
ANDERSON BROTHERS	25,395.50
CENTRACARE HEALTH SERVICES	4,028.58
CENTRAL SPECIALTIES INC	12,791.98
CONTECH CONSTRUCTION	11,197.34
ELECTION SYSTEMS & SOFTWARE IN	4,996.94
FLEET SERVICES DIVISION	5,811.00
INFORMATION SYSTEM CORP	2,970.00
LONG PRAIRIE MACHINERY CO INC	24,662.16
LONG PRAIRIE OIL COMPANY	2,679.04
MORRIS ELECTRONICS	2,704.55
NORTH AMERICAN SALT	24,306.86
NORTHERN STAR COOP	2,013.89
OLSON'S TRUCK & TRACTOR SER	4,511.10
S.W. RECYCLING	6,456.00
SHIRLEY'S GAS & GROCERIES	2,350.80
STAPLES WORLD	2,232.86
TRIMAN SYSTEMS INC	5,178.75
VEOLIA ENVIRONMENTAL SERVICES	4,237.02
WADENA ASPHALT CO	3,257.55
WIDSETH SMITH NOLTING INC	4,834.25
118 PAYMENTS LESS THAN \$2000	35,577.55
FINAL TOTAL.....	\$192,193.72

AUDITOR WARRANTS

VENDOR NAME	AMOUNT
COLLABORATIVE DESIGN GROUP	5,701.99
LANDWEHR CONSTRUCTION INC	386,155.14
S.W. RECYCLING	4,964.00
SCW CONSTRUCTION	2,075.00
PAYMENTS LESS THAN \$2000	47,996.32
AMERICAN HERITAGE BANK	3,896.08
KEN'S COLLISION AND GLASS	2,161.00
NORTH CENTRAL SERVICE COOP	350,001.00
BOLLIGINC ENGINEERING & ENVIRO	4,640.00
FLEET SERVICES	5,236.12
MORRISON COUNTY	37,598.25
PERHAM RESOURCE RECOVERY	22,398.53
RAINBOW RIDER	4,000.00
STUDIO E ARCHITECTS LLC	4,800.00
TODD COUNTY DAC	3,751.00

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ZAYO ENTERPRISE NETWORKS	3,261.63
AMERICAN HERITAGE BANK	23,215.33
BROWN AND KRUEGER	138,562.19
CITY OF LONG PRAIRIE	9,847.64
COLLABORATIVE DESIGN GROUP	8,119.12
COMPUTER PROFESSIONALS	3,938.30
FLEET SERVICES DIVISION	6,004.70
GENE-O'S FAMILY RESTAURANT	2,826.00
JAYNE JONES	3,919.45
MCCC, MI33	4,148.75
MN DEPT OF FINANCE	5,980.00
RESOURCE TRAINING & SOLUTION	162,975.90
WSB AND ASSOCIATES	32,971.27
AMERICAN HERITAGE BANK	521,284.64
BIG SWAN LAKE IMPROV DIST	5,887.94
CITY OF BERTHA	16,613.87
CITY OF BROWERVILLE	80,969.76
CITY OF BURTRUM	6,078.40
CITY OF CLARISSA	51,330.66
CITY OF EAGLE BEND	88,264.72
CITY OF GREY EAGLE	47,392.74
CITY OF HEWITT	14,958.08
CITY OF LONG PRAIRIE	317,738.80
CITY OF OSAKIS	69,441.98
CITY OF STAPLES	294,348.95
CITY OF WEST UNION	2,792.16
REGION V DEVELOP COMMISSION	6,082.43
SAUK RIVER WATER SHED DISTRICT	43,512.34
SCHOOL DISTRICT 213	280,304.21
SCHOOL DISTRICT 2170	176,567.71
SCHOOL DISTRICT 2753	780,567.03
SCHOOL DISTRICT 2759	84,273.33
SCHOOL DISTRICT 486	166,524.74
SCHOOL DISTRICT 740	57,682.65
SCHOOL DISTRICT 743	247,517.72
SCHOOL DISTRICT 786	90,919.79
SCHOOL DISTRICT 787	123,717.74
SCHOOL DISTRICT 789	3,246.22
SCHOOL DISTRICT 818	6,005.07
TOWN OF BARTLETT	13,161.95
TOWN OF BERTHA	12,772.02
TOWN OF BIRCHDALE	61,866.24

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TOWN OF BRUCE	34,034.04
TOWN OF BURLEENE	14,228.55
TOWN OF BURNHAMVILLE	50,022.91
TOWN OF EAGLE VALLEY	14,245.75
TOWN OF FAWN LAKE	41,580.92
TOWN OF GERMANIA	8,292.54
TOWN OF GORDON	29,274.16
TOWN OF GREY EAGLE	96,608.33
TOWN OF HARTFORD	31,580.20
TOWN OF IONA	10,885.27
TOWN OF KANDOTA	41,293.67
TOWN OF LESLIE	65,169.92
TOWN OF LITTLE ELK	17,450.47
TOWN OF LITTLE SAUK	39,912.02
TOWN OF LONG PRAIRIE	38,259.72
TOWN OF MORAN	16,346.35
TOWN OF REYNOLDS	16,171.79
TOWN OF ROUND PRAIRIE	36,930.35
TOWN OF STAPLES	45,627.71
TOWN OF STOWE PRAIRIE	14,467.71
TOWN OF TURTLE CREEK	28,878.31
TOWN OF VILLARD	40,245.16
TOWN OF WARD	26,409.75
TOWN OF WEST UNION	7,457.74
TOWN OF WYKEHAM	11,447.39
ALEXANDRIA ELECTRIC	8,075.00
AMERICAN HERITAGE	6,254.95
BOLLIG, INC ENGINEERING & ENVI	22,040.00
CONTEGRITY GROUP INC	20,294.50
DEPT OF EMPLOYMENT & ECON DE	6,753.16
DUNCAN CONCRETE INC	40,699.52
GUSTAFSON MECHANICAL INC	29,436.70
JEROME GETZ CONST LLC	21,455.37
JOHNSON CONTROLS	3,800.00
K.JOHNSON CONST. INC	26,980.00
LONG PRAIRIE OIL COMPANY	6,640.11
PEMBERTON SORLIE RUFER & KER	2,940.00
PETERS & CHURCHWELL	3,007.00
ROYL MASONRY COMPANY	35,530.00
FINAL TOTAL.....	\$5,973,695.64


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On a motion by Ruda and second by Kneisl the preceding minutes of the County Board meeting held November 15, 2011 were duly approved by a unanimous vote of the Todd County Board of Commissioners at the Regular Board Meeting held on November 29, 2011

Witness my hand and seal:



Mark Blessing, County Board Chairperson



Nathan Burkett, County Administrator