

TODD COUNTY BOARD OF COMMISSIONERS

*Minutes of the Meeting of the Todd County Board of Commissioners held on
February 21, 2012*

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 21st day of February, 2012 at 9:00 AM. The meeting was called to order by Chairperson Ruda with all members present. The meeting was opened with the Pledge of Allegiance.

Approval of Agenda

On motion by Neumann and second by Blessing, the following motion was introduced and adopted by unanimous vote: To approve the agenda as presented.

Routine Business

Recognition was given to Rose Wales, an employee of 27 years in the Health and Human Services Department that worked as a Home Health Aide.

On motion by Kneisl and second by Blessing, the following motion was introduced and adopted by unanimous vote: To approve the February 7, 2012 minutes as read.

On motion by Kircher and second by Neumann, the following motion was introduced and adopted by unanimous vote: To approve the February 14, 2012 minutes as read.

On motion by Blessing and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To approve the Commissioner Warrants #30358 - #30489 in the amount of \$145,698.43.

On motion by Kneisl and second by Neumann, the following motion was introduced and adopted by unanimous vote: To set the Todd County Board of Appeal and Equalization meeting for Monday, June 11, 2012 at 6:30 pm.

On motion by Kneisl and second by Kircher, the following motion was introduced and adopted by unanimous vote: To approve the recalculation of property taxes by removing the exclusion on Parcel #36-0034100 for taxes payable in 2012.

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

GAMBLING PERMIT FOR PHEASANTS FOREVER, TODD COUNTY CHAPTER TO HOLD A RAFFLE AT THE ROHDE'S HUB SUPPER CLUB

WHEREAS, the Todd County Board of Commissioners are establishing their approval for a Gambling Permit for the Pheasants Forever, Todd County Chapter through this resolution.

NOW, THEREFORE BE IT RESOLVED, that the Todd County Board of Commissioners approve a one day, Gambling Permit for the Pheasants Forever, Todd County Chapter to hold a raffle at the Rohde's Hub Supper Club, located at 30905 County Rd 13, Burtrum, MN 56318 on April 14, 2012.

TODD COUNTY BOARD OF COMMISSIONERS

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

**GAMBLING PERMIT FOR PRAIRIE PARTNERS, MIDWEST OUTDOORS UNLIMITED, INC
TO HOLD A RAFFLE AT THE BRUNO'S HUB SUPPER CLUB.**

WHEREAS, the Todd County Board of Commissioners are establishing their approval for a Gambling Permit for Prairie Partners, Midwest Outdoors Unlimited, Inc. through this resolution.

NOW, THEREFORE BE IT RESOLVED, that the Todd County Board of Commissioners approve a one day, Gambling Permit for the Prairie Partners, Midwest Outdoors Unlimited, Inc. to hold a raffle and use pull tabs at the Bruno's Hub Supper Club, located at 30905 County Rd 13, Burtrum, MN 56318, on Saturday, March 24, 2012.

On motion by Neumann and second by Kircher, the following motion was introduced and adopted by unanimous vote: To approve a one year set up license for Rainbow Lodge.

On motion by Blessing and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To approve the Actions of HHS Committee Meeting held February 14, 2012 in accordance with the minutes on file in the Todd County Administration Office.

Todd County Recorder

Todd County Recorder, Cheryl Perish presented the Report of Income for 2011.

Todd County Public Works

On motion by Blessing and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To approve the Cooperative Agreement for Project Administration, Project Funding, and Ownership/Jurisdiction of the Staples North/South Corridor with Railroad Overpass Project.

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

**APPROVAL OF MINNESOTA DEPARTMENT OF TRANSPORTATION AGREEMENT #00548
FOR CONSTRUCTION OF BRIDGE #77535 OVER TRUNK HIGHWAY #10 IN STAPLES**

WHEREAS, Todd County and the City of Staples have been working together by various cooperative agreements to gain approval to construct the Staples North/South Corridor with Railroad Overpass Project (known as SP 077-596-002), and;

WHEREAS, the construction plans for SP 077-596-002 contain plans for the construction of a new bridge (known as #77535) to provide an aerial crossing over the Burling Northern Santa Fe Railroad, Trunk Highway #10, and 2nd Avenue, and;

WHEREAS, to complete the construction of Bridge #77535 in and above Trunk Highway #10 right of way, a cooperative agreement must be approved to define the roles and responsibilities of all the agencies involved in the project.

NOW, THEREFORE BE IT RESOLVED, that Todd County enter into MnDOT Agreement #00548 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for construction over site engineering, ownership and maintenance by the State and the City of Staples for Bridge No. 77535 construction and other associated construction to be performed upon, along

TODD COUNTY BOARD OF COMMISSIONERS

and adjacent to Trunk Highway #10 and on Airport Road from Front Street to 800 feet north of Warner Road within the corporate limits of the City of Staples under State Project No. 7702-77535 (T.H. 10-002), and;

BE IT FURTHER RESOLVED, that the County Board Chairman and the County Administrator are authorized to execute Agreement #00548 and any other future amendments to Agreement #00548.

On motion by Blessing and second by Kircher the following motion was introduced and adopted by unanimous vote: To approve the Contract for Construction Engineering Services to WSB & Associates, Inc. for the Staples North/South Corridor with Railroad Overpass Project.

Loren Fellbaum, Public Works Director reported on the Region 5 Transportation Advisory Council meeting on February 15th, 2012; the following two projects on County State Aid Highway #10 were selected for federal funding (67% Federal Aid and 33% State Aid):

#1 CSAH #10 from CSAH #37 to CSAH #11 (Federal Aid = \$482,800 & State Aid = \$211,200)

#2 CSAH #10 from CSAH #11 to TH #71 (Federal Aid = \$435,500 & State Aid = \$214,500)

Totals: Federal Aid = \$864,300 & State Aid = \$425,700.

Soil, Water Conservation & Development Division

CUP for Lawrence Troyer (Ted and Maureen Golla Property) was presented. Due to location and safety issues the CUP was tabled and referred back to the Planning Commission.

Todd County Sheriff's Department

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

RESOLUTION EXPRESS INTENT TO NOT PARTICIPATE IN THE CMNESB REGIONAL LOGGER PROJECT

WHEREAS, TODD County, Minnesota is a member of the Central Minnesota Emergency Services Board (hereinafter "CMNESB" or "Board"); and

WHEREAS, the Central Minnesota Emergency Services Board is governed by the terms of a Joint Powers Agreement (hereinafter "Agreement") between the parties forming the Board; and the title, and;

WHEREAS, the CMNESB is empowered and encouraged to develop opportunities for the parties to the Agreement to share services and equipment to improve efficiencies and effectiveness of public safety efforts and assist in controlling expenses and;

WHEREAS, the CMNESB has determined that many of the parties to the Agreement will benefit from a regional logging solution intended to increase the efficiency, effectiveness and functionality of required communications logging efforts while controlling expenses in a shared services environment and;

WHEREAS, the CMNESB has obtained a grant to defray a significant portion of the costs of providing a regional logging solution and;

WHEREAS, the CMNESB published an RFP for a regional logging solution intended to meet the requirements of the parties to the Agreement and;

WHEREAS, the CMNESB has determined that the response submitted by Verint best meets the current and future needs of the parties to the Agreement in the most cost effective manner and has selected the

TODD COUNTY BOARD OF COMMISSIONERS

response submitted by Verint as the basis for developing a final plan to provide regional logging services and;

WHEREAS, determining the quantity, identity and actual needs of those parties to the Agreement desiring to be included is a required component to the development of a regional logging solution final plan and;

WHEREAS, completion of a regional logging solution final plan will result in development of project documents including equipment lists, contracts for equipment, implementation services, training and on-going support and;

WHEREAS, the CMNESB is committed to the development of a funding plan that provides a fair and equitable distribution of initial and on-going costs between and among those parties to the Agreement electing to participate in the regional logging system project and;

WHEREAS, those parties to the Agreement not electing to participate in the initial adoption, installation and implementation of a regional logging solution that elect to participate at a date subsequent to the initial adoption, installation and implantation may not be entitled to participate in grant funding and may be subject to expenses and costs different from those of the parties to the Agreement initially participating and;

WHEREAS, the CMNESB has requested a preliminary, non-binding indication of support and intent to participate or not to participate from all parties to the Agreement;

RESOLVED, that the Council/Board of TODD County, Minnesota hereby expresses the intent not to participate in the development of a regional logging solution as proposed by the CMNESB;

RESOLVED, that the Council/Board of TODD County, Minnesota acknowledges that if they elect to participate at a later date TODD County may not be eligible to participate in current grant funding opportunities and may be subject to expenses and costs different from those of the parties to the Agreement initially participating;

NOW, THEREFORE BE IT RESOLVED, that the Council/Board of TODD County, Minnesota acknowledges that by electing not to participate in the regional logging solution they will be excluded from the use of existing grant funds to offset local logger expenses.

Todd County Ditch & Ag Inspector

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

HOLD HARMLESS AGREEMENT - PRIVATE CROSSING – COUNTY DITCH 15

WHEREAS, Brad Uberto is requesting to install a private culvert crossing on CD15. The project will be done on his own property 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; this was taken to a TEP meeting on January 10, 2012, and;

WHEREAS, the crossing will be 2 – 48” culverts placed at ditch bottom elevation, non woven geotextile 12 oz fabric will be placed around the inlet and outlet. The crossing will be topped with 12” rock rip rap to amour it against wash outs. The crossing will be installed lower than the ditch banks to allow for a

TODD COUNTY BOARD OF COMMISSIONERS

spillway for high water events. The proposed crossing will meet the hydraulic capacity of the upstream and downstream crossings.

NOW, THEREFORE BE IT RESOLVED, the Todd County Ditch Authority gives permission to Brad Uberto to install a private culvert crossing on CD15, located on his own property and at his own expense.

Administrator

On motion by Blessing and second by Kircher the following motion was introduced and adopted by unanimous vote: To approve appointment of Dr. Quinn Strobl as the Todd County Medical Examiner, Effective January 1, 2012 - December 31, 2012.

Administrator's Report

There will be a special board meeting March 13, 2012 at 10:00 am for a joint session with SWCDD to review the ordinance policies. February 23, 2012 the County Board and the Administrator will travel to St. Paul to meet with Senator Ingebrigtsen and other chairs on both the house and senate side to discuss rural county issues. There will be a Lunch and Learn in Browerville March 8, 2012 11:45 am on Broadband. Commissioners Kneisl and Kircher will meet in Long Prairie after the Lunch and Learn with the Community Partners on the Fiberband project.

Commissioners' Report

Ruda reported that he has asked the Administrator, Sandy Rohr and Garry Johanson to research on the MN Statute 394 appointment of members to Planning Commission. Commissioner Ruda would like to develop a research team of the SWCDD staff to attend meetings with the Crow Wing PC/BOA members on the current procedure of appointing committee members.

Adjourn

On motion by Blessing and second by Neumann, the Todd County Commissioners' Meeting was adjourned at 10:09 am until March 6, 2012.

COMMISSIONER WARRANTS

VENDOR NAME	AMOUNT
ATKINSON WELL AND PUMP LTD	3,108.45
CPS TECHNOLOGY SOLUTIONS	28,853.45
DAIRY QUEEN	5,000.00
LONG PRAIRIE OIL COMPANY	3,108.40
MILLER BROTHERS CONST	14,500.00
MORRIS ELECTRONICS	3,441.23
MORRISON CO PUBLIC HEALTH	2,695.58
NORTH AMERICAN SALT	11,954.97
NORTHERN BUSINESS PRODUCTS	3,587.52
NORTHERN STAR COOP	2,478.21
OLSON'S TRUCK & TRACTOR SER	2,390.34
SHIRLEY'S GAS & GROCERIES	3,339.59
STAPLES WORLD	3,810.24
U S IMAGING	9,948.62

TODD COUNTY BOARD OF COMMISSIONERS

WIDSETH SMITH NOLTING INC	11,934.50
PAYMENTS LESS THAN \$2000	35,547.33
FINAL TOTAL.....	\$145,698.43

On a motion by Kircher and second by Blessing the preceding minutes of the County Board meeting held February 21, 2012 were duly approved by a unanimous vote of the Todd County Board of Commissioners at the Regular Board Meeting held on March 6, 2012

Witness my hand and seal:


Gerald Ruda, County Board Chairperson


Nathan Burkett, County Administrator