

**ADJOURNED MEETING OF THE COUNTY BOARD
JULY 15, 2008**

The Board of County Commissioners of Freeborn County met in the Freeborn County Boardroom at 8:30 a.m., on Tuesday, July 15, 2008. Members present: Belshan, Nelson, Behrends, Mathiason and Shoff.

Commissioner Behrends offered the following motion:

MOVED, to approve the July 1, 2008 Board Meeting Minutes.
Motion seconded by Commissioner Shoff.
After discussion, a vote was taken and the Chair declared the motion approved.

Commissioners reported on meetings attended.

During the public forum individuals discussed the following topics:

Roger Bok - County 34 road closed, flashing lights, County Rd 21, County Rd 19, memorial on County Rd 46, driveways without 6/1 slope

Paul Sween – Attorney for Adam Farms asked the Board for reconsideration on the Conditional Use Permit for the hog barn. They want to be good respective members of Freeborn County and agree to help with the upkeep of the road.

Brian Bashans – video taping of the Board meetings, Hwy 4 rumble strips and yield signs, County Rd 34 washout, rerouting of the April Sorenson marathon.

Phil Tennis, Ditch inspector updated the Board on the Fema Response funding. Right now the total is over \$100,000 for needed repairs and if there is anything that comes up within the next six months the county can still add it to the funding request.

Commissioner Belshan offered the following resolution:

**RESOLUTION 08-119
APPROVAL OF FIRST HALF 2008 TAX ABATEMENTS**

WHEREAS, the County Board has reviewed the application for reduction valuation of real estate and/or refund of taxes paid, taxes payable 2008, and

WHEREAS, the County Assessor and the County Auditor-Treasurer have recommended approval of the listed abatements.

NOW THEREFORE BE IT RESOLVED, that the abatements as presented be approved, and
FURTHER BE IT RESOLVED, that the complete listing of abatements are available for review in the office of the Freeborn County Auditor-Treasurer.

Resolution seconded by Commissioner Shoff.
After discussion, a vote was taken and the Chair declared the resolution unanimously adopted.

Commissioner Behrends offered the following resolution.

**RESOLUTION 08-120
TAX FORFEITED LAND TO BE AUCTIONED**

BE IT RESOLVED, the parcels of tax-forfeited land listed on List of Tax Forfeited Land be classified as non-conservation land; that the basic sale price of each parcel on List of Tax-Forfeited Land, that is on file with the Clerk of the County Board, be approved and authorization for a public sale of this land be granted, pursuant to M.S. 282.01; that the sale will be held at 10:00 A.M. Wednesday, August 6, 2008, by the Freeborn County Auditor-Treasurer at the Freeborn County Courthouse, for not less than the basic sale price, and that all sales shall be full payment or on the terms set forth on List of Tax-Forfeited Land.

Resolution was seconded by Commissioner Shoff.
After discussion, a vote was taken and the Chair declared the resolution unanimously adopted.

Commissioner Shoff offered the following resolution.

RESOLUTION 08-121
MINNESOTA DEPARTMENT OF HEALTH GRANT PROJECT AGREEMENT FOR COMMUNITY
HEALTH BOARDS – TIMES AND DUTIES ONLY AMENDMENT

This **GRANT PROJECT AGREEMENT AMENDMENT** is by and between the State of Minnesota, through its Commissioner of Minnesota Department of Health (hereinafter “STATE”) and Freeborn County Community Health Board 411 S. Broadway, PO Box 1147 Albert Lea, MN 56007-1147 (hereinafter “GRANTEE”).

Recitals

1. The STATE has a grant project agreement with the GRANTEE identified B07064 (“Original Grant Project Agreement”). **WHEREAS**, the STATE has received funds from the Centers for Disease Control and Prevention (CDC) to assess and enhance the capacity of the state, tribal and local public health departments to respond to bioterrorism, infectious diseases, and other threats to public health in accordance with the National Incident Management System, National Response Framework, National Preparedness Goal and or any successor plan.
2. The Original Grant Project Agreement is being amended in TIME & DUTIES ONLY, to achieve the following purposes:
 - To extend the Original Grant Project Agreement and Amendment #1 until 31 October 2008 to allow GRANTEE to continue performing required grant duties in the areas of Public Health Preparedness/Bioterrorism, Pandemic Influenza, and or Cities Readiness Initiative with previously awarded grant funds that remain unspent on 9 August 2008.
3. All remaining unspent and unencumbered funds as of October 31, 2008 must be returned to the STATE within 30 days.
4. To amend GRANTEE duties to ensure a timely and accurate reporting of all grant activities and expenditures.
5. The STATE and the GRANTEE are willing to amend the Original Grant Project Agreement as stated below.

REVISION 1. Clause II GRANTEE’S DUTIES is amended as follows:

GRANTEE shall return all unspent and unencumbered funds remaining on 31 October 2008 to the STATE within 30 days.

GRANTEE shall submit a properly completed Extension Period Report on or before 12:00 noon 1 December 2008.

Grantee shall submit a properly completed Financial Reconciliation Form to the STATE on or before 12:00 noon 1 December 2008.

The STATE directs that the GRANTEE shall return any unspent remaining funds in the form of a check/warrant made payable to the “Treasurer State of Minnesota” referencing the project agreement number (grant number) on or before 12:00 noon 1 December 2008. The grantee shall mail the check to the Minnesota Department of Health.

REVISION 2. Clause IV TERMS OF AGREEMENT is amended as follows;

TERMS OF AGREEMENT. This project agreement shall be effective on 31 August 2007, or **upon the date that the final required signature is obtained by the STATE, pursuant to Minn. Stat. SS16C.05, Subd. 2, whichever occurs later**, and shall remain in effect until ~~9 August 2008~~ 31 October, 2008 or until all obligations set forth in this project agreement have been satisfactorily fulfilled, whichever occurs first. GRANTEE understands that NO work should begin under this project agreement until ALL required signatures have been obtained, and GRANTEE is notified to begin work by the STATE’S Authorized Representative.

RESOLVED, the County Board has requested a time extension on the original grant agreement from August 9, 2008 to October 31, 2008. There is no dollar amount change in the request.

Resolution was seconded by Commissioner Nelson.

After discussion, a vote was taken and the Chair declared the resolution was unanimously adopted.

Lois Ahern presented the Board with an award from the Minnesota Counties Computer Cooperative, in appreciation of 25 years of commitment to electronic data collection and client documentation in the Public Health Department and for being one of the original 14 counties that signed the agreement.

Commissioner Belshan offered the following resolution:

RESOLUTION 08-122
AWARD OF CSAH #28, FROM TH 251 TO 2641' NORTH OF TH 361
HOLLANDALE, MN
SAP 24-628-05 AND SAP 24-628-06

WHEREAS, the Freeborn County Highway Department has the responsibility of maintaining the county road system;

WHEREAS, the Freeborn County Highway Department has prepared plans and specifications for the improvements of the following roadway;

NOW, THEREFORE BE IT RESOLVED, to accept the low bid from Minnowa Construction, Inc. of \$964,535.55 for project SAP 24-628-05 and SAP 24-628-06.

Resolution was seconded by Commissioner Shoff.

After discussion, a vote was taken and the Chair declared the resolution unanimously adopted.

Sue Miller, County Engineer addressed the issues asked earlier in the meeting. In 2004 County 34 was repaired by Federal funding for the repair of the road not the pipe, as required by state standards. The repair work needed now could start as soon as August 15th, but no later than September 15. County 19 was closed to the marathon because the bridge was scheduled to be under construction. Since the marathon is a certified route, it was requested that for the first couple years to have the route not go over the bridge until the repair work was completed. Signs have been ordered for the bridge; as soon as they arrive they will be posted for no trucks.

Commissioner Mathiason offered the following resolution:

RESOLUTION 08-123
COUNTY RESOLUTION OF FREEBORN COUNTY APPROVING SECOND AMENDED JOINT
POWERS AGREEMENT OF SOUTH COUNTRY HEALTH ALLIANCE

BE IT FURTHER RESOLVED, that the Amended Joint Powers Agreement of South Country Health Alliance is amended as follows;

Section 10.5 of the Amended Joint Powers Agreement is stricken, and the following is substituted in its place:

"10.5. Additional Contributions

Should the Board determine that losses or reductions in Capital Surplus make it necessary to obtain additional contributions to capital, the Board shall so inform the Member Counties, and the county boards of the Member Counties shall separately vote on whether to authorize a capital call. Upon a vote of a majority of each county board of two-thirds of the Member Counties, the Member Counties agree to make such additional contributions to capital as the Board requires, which contributions shall be pro-rated among the counties in the proportions of their current members as of the most recent year-end. If provided and approved by the Board, such contributions may be made in the form of Letter of Credit or such other instrument as the Board may determine and as is allowed by applicable law, on such terms as the Board may determine. Each such instrument shall constitute the unconditional obligation of the county giving it, shall bear interest at the Wall Street Journal Prime Rate if timely paid and a default interest rate of Wall Street Journal Prime Rate plus 3% for any late payments, shall waive technical defenses, and shall obligate a defaulting county to pay SCHA's costs of collection (including fees) on default."

The Amended Joint Powers Agreement, as amended by this Resolution, shall constitute the Second Amended Joint Powers Agreement of South Country Health Alliance, immediately upon ratification by the boards of two-thirds of the Member Counties.

We hereby commit this County to the Terms and Conditions of this Amended Agreement and to participation in this Joint Powers County-Based Purchasing entity known as South Country Health Alliance.

Resolution seconded by Commissioner Behrends.

After discussion, a vote was taken and the Chair declared the resolution unanimously adopted.

Commissioner Nelson offered the following resolution.

**RESOLUTION 08-124
APPROVAL OF CLAIMS**

RESOLVED, that the following claims be allowed and paid on July 18, 2008.

Fund	Amount	Name
01	\$120,292.17	General Fund
03	\$125,853.37	County Road and Bridge
31	\$ 58,576.03	Capital Improvements Fund
34	\$ 3,477.50	Debt Ser-Turtle Creek Watershed
37	\$171,701.25	Jail GO Bond Debt Service
38	\$ 134,467.50	HRA-GO Debt Service
39	\$212,156.25	HRA-Lease Rev Debt Service
40	\$ 28,927.81	County Ditches
41	\$ 49,637.53	Ditch Debt Service
70	\$ 2,320.70	Trust and Agency Fund
78	<u>\$ 14,400.00</u>	Tax Increment Bonds of 1998
	\$921,810.11	Total

GENERAL FUND

A. Viands LLC 14,984.30, Advanced Graphix Inc. 360.01, Albert Lea Area Schools 1,629.03, Albert Lea Medical Center 1,152.10, Albert Lea Steel 302.92, Albert Lea Tribune 1,401.40, American Institutional Supply 939.46, American Solutions for Business 958.73, Marta Behling 555.75, Brown County Evaluation Center 2,238.00, Marilyn Burns 320.00, City of Albert Lea 10,758.29, Cole Papers Inc 705.21, Computer Integration Technology 1,039.50, Craguns Pine Beach Lodge 456.00, Crescent Electric Supply Co. 430.85, D&T Ventures LLC 1,449, Election Systems & Software 1,600, Evercom Systems Inc 2,295, Express Personnel Services 2,716.10, Donald Fredrickson 400, Freeborn Co. Chemical Dependency 2,000, Geo Com Inc 4,130, Gulf South Medical Supply Inc 333.41, Jim & Dudes Plg & Htg Inc 1,601.21, Karls Carquest Auto 514.23, Kelly Printing Supplies 705.60, Laser Products Technologies 713.72, Mayo Clinic 15,866.11, MCCC MI 33 8,071.93, MCF Red Wing 20,585, Northside Marine 2,936.21, Mark Nyvold 3,989.92, Professional Service & Supply 1,325.52, Dave Syverson Ford 1,455.81, Twin Oaks Veterinary Assoc 2,002.30, University of MN office of AD 500, University of MN Twin Cities 500, West Payment Center 625.96, Xerox Corp 915.87.

COUNTY ROAD & BRIDGE

Advanced Drainage Systems 2,876.12, Com Tec Land Mobile Radio 606.75, Freeborn Co Coop Oil 12,320.87, Hanson Tire Service 1,231.56, Jones Haugh & Smith 1,960.30, Karls CarQuest Auto 785.05, M R Sign 42,728.41, Gary Seedorf 22,911.83, Share Corp 547.81, South Minnesota Lubes 1,642.82, Dave Syverson Ford 682.79, Ulland Bros Inc 34,455.90, Ziegler Inc 1,833.15.

CAPITAL IMPROVEMENTS

Albert Lea Electric 344.48, CDW Government Inc 8653.12, Com Tec Land Mobile Radio 8,760.19, Dell Marketing LP 775.24, Galls Inc 404.53, Henricksen PSG 1,982.15, Motorola 2,999, Software House Int 34,657.32.

DEBT SERVICE-TURTLE CREEK WATERSHED

US Bank 3,477.50

JAIL GO BOND DEBT SERVICE

Wells Fargo Bank 171,701.25

HRA- GO DEBT SERVICE

Wells Fargo Bank 134,467.50

HRA LEASE REV DEBT SERVICE

Wells Fargo Bank 212,156.25

COUNTY DITCHES

Albert Lea Tribune 538.65, Freeborn Construction Inc 7,161.08, Jensen Excavating & Trucking 6,537.65, Jones Haugh & Smith Inc 1,770.20, Bruce Langlie 3,500, Olson Excavating 6,219.30, Rinke Noonan Law Firm 2,802.

DITCH DEBT SERVICE

Wells Fargo Bank 49,637.53

TRUST AND AGENCY FUND

Twin Oaks Veterinary Assoc 2,320.70

TAX INCREMENT BONDS OF 1998

Bank of New York Trust Co 14,400

Number of claims not exceeding \$300.00 – 70

Dollar amount of claims not exceeding \$300.00 – \$6,496.66

Resolution seconded by Commissioner Behrends.

After discussion, a vote was taken and the Chair declared the resolution unanimously adopted.

Chairman, Commissioner Mathiason adjourned the meeting until 8:30 a.m., August 5, 2008.

BY: _____	ATTEST: _____
Glen Mathiason	John Kluever
Chairman of the County Board	Administrator