

ADJOURNED MEETING OF THE COUNTY BOARD
April 21, 2009

The Board of County Commissioners of Freeborn County met in the Freeborn County Boardroom at 8:30 a.m. on Tuesday, April 21, 2009, Members Present: Mathiason, Shoff, Belshan, Nelson, Tuttle.

Commissioner Nelson offered the following motion;

MOVED, approve the minutes from the April 7, 2009 regular meeting and April 14, 2009 special meeting.

Motion seconded by Commissioner Mathiason.

After discussion, a vote was taken and the Chair declared the motion unanimously approved.

Report of the Commissioners on meetings attended.

During the public forum; Mike Lee addressed issues with the Albert Lea Dam which included: New dam replacement and location. Ability to access around a new dam and level of legal liability if access is not provided. Citizen riparian rights and county riparian duties. Status of present negotiations with landowner. Dam ownership. Type of public input prior to a decision being made regarding a new dam.

Susie Peterson, from the Albert Lea Convention and Visitors Bureau withdrew their request for funding in 2009.

Bruce Underdahl from Minnesota Counties Insurance Trusted presented the Board with a Member Report, showing costs over the last 5 years and programs that they have available as members of the organization.

Commissioner Belshan offered the following motion:

MOVED, setting the final hearing date for the Redetermination of Benefits for County Ditch No. 46 for May 19, 2009 at 8:45 a.m.

Motion seconded by Commissioner Tuttle.

After discussion, a vote was taken and the Chair declared the motion unanimously approved.

Commissioner Tuttle offered the following motion:

MOVED, setting the final hearing date for the Redetermination of Benefits for County Ditch No. 23, 48 & 72 for July 7, 2009 at 8:45 a.m.

Motion seconded by Commissioner Mathiason.

After discussion, a vote was taken and the Chair declared the motion unanimously approved.

Commissioner Mathiason offered the following motion;

MOVED, setting the final hearing date for the Redetermination of Benefits for County Ditch No. 64 for July 7, 2009 at 8:45 a.m.

Motion seconded by Commissioner Nelson.

After discussion, a vote was taken and the Chair declared the motion unanimously approved.

Commissioner Mathiason offered the following resolution;

RESOLUTION 09-081
RESOLUTION AUTHORIZING LIQUOR LICENSES

BE IT RESOLVED, that Freeborn county grants liquor licenses to the following applicants;

Freeborn Lake Golf Course in Carlston Township – On Sale- 3.2 Beer License – Wine
Clarks Grove Golf Course in Bancroft Township – On Sale- 3.2 Beer License
Harmony Park in Geneva Township – On Sale- 3.2 Beer License – 2 a.m. Closing

Resolution seconded by Commissioner Belshan.

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

Commissioner Nelson offered the following resolution;

**RESOLUTION 09-082
COUNTY DITCHES**

RESOLVED, that the County Board does hereby authorize and instruct the County Ditch Inspector to engage the necessary labor and equipment to make repairs on County Ditch #8 County Ditch #46, JD#21, County Ditch #65, County Ditch #34, and JD#6.

Resolution seconded by Commissioner Tuttle.

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

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-083
RESOLUTION AUTHORIZING A CONDITIONAL USE PERMIT FOR DAVE MULLENBACH**

RESOLVED, that pursuant to the provisions of the County of Freeborn Zoning Ordinance No. 15, Article 6, Section 3, subd. 15, and Article 23, a Conditional Use Permit is hereby granted to Dave Mullenbach for the construction of a 20' x 30' cabin, on the following described property located within:

Section 35 Township-104 Range -022, 1.00 Acre South 209 ft of East 209 feet SE ¼ SE ¼
Parcel# 19.035.0060, Address 72002 280th St

BE IT FURTHER RESOLVED, that said Conditional Use Permit be subject to the conditions setforth:

1. The building may not be extended or expanded without receiving approval of the Freeborn County Board of Commissioners.
2. The placement of this building shall be in accordance with the site plan on file in the Environmental Services Office.
3. Septic waste shall be handled in a manner approved by the Environmental Services Department.
4. Site shall be kept in a neat and orderly manner.
5. Existing buildings are existing non-conforming structures.
6. The permit may be revoked by the Freeborn County Board of Commissioners at a Public Hearing to be held after 30 days notice is given for failure to comply with the provisions of this permit.

Resolution seconded by Commissioner Mathiason.

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

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-084
A RESOLUTION ON BEHALF OF THE CITY OF MANCHESTER TO THE MINNESOTA PUBLIC
FACILITIES AUTHORITY**

WHEREAS, the City of Manchester has applied to the Minnesota Public Facilities Authority for financing through the Wastewater Infrastructure Funding (WIF) Program for the Manchester Waste Water Treatment Project; and

WHEREAS, this project will serve an unsewered area within Freeborn County in accordance with Minnesota Statutes 446A.072 Subd. 14 (Wastewater Infrastructure Funding Program);

NOW, THEREFORE BE IT RESOLVED, by the Freeborn County Board of Commissioners certifies;

1. This project is consistent with the County's Comprehensive Land Use Plan.
2. This project is consistent with the County's Comprehensive Water Plan.

3. The County has adopted Ordinance #4 "Sanitary Sewage Treatment System" which meets the requirements of Minnesota Rules, Part 7080 (Individual Subsurface Sewage Treatment Systems).

Resolution seconded by Commissioner Tuttle.

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

Commissioner Nelson offered the following resolution:

RESOLUTION 09-085
A RESOLUTION ALLOWING THE USE OF COUNTY LAND FOR TRAINING PURPOSES

RESOLVED, the Freeborn County Board of Commissioners authorizes the Minnesota Army National Guard the use of Whites Woods and Jahnke Pit for training exercises from May 2009 to May 2010.

Resolution seconded by Commissioner Tuttle.

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

Commissioner Tuttle offered the following resolution;

RESOLUTION 09-086
**RESOLUTION ADOPTING THE FREEBORN COUNTY CLASS SPECIFICATION FOR THE ICE
TRANSPORTATION DEPUTY**

RESOLVED, adopting the Freeborn County Class Specification for the ICE Transportation Deputy.

Resolution seconded by Commissioner Belshan.

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

Commissioner Nelson offered the following resolution;

RESOLUTION 09-087
RESOLUTION ELIMINATING THE POSITION OF JAIL PROGRAM COORDINATOR

RESOLVED, eliminating the position of the Jail Program Coordinator effective as of May 15, 2009.

Resolution seconded by Commissioner Mathiason.

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

Commissioner Tuttle offered the following resolution;

RESOLUTION 09-088
**RESOLUTION ADOPTING THE FREEBORN COUNTY CLASS SPECIFICATION FOR THE
DETENTION CENTER PROGRAMMER**

RESOLVED, adopting the Freeborn County Class Specification for the Detention Center Programmer.

Resolution seconded by Commissioner Belshan.

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

Commissioner Nelson offered the following resolution;

RESOLUTION 09-089
RESOLUTION APPROVING THE CHANGES TO THE PERSONNEL RULES AND REGULATIONS

RESOLVED, that the Freeborn County Board of Commissions approves the changes to the Freeborn County Personnel Rules and Regulations as recommended by the Administration staff and Department heads.

Resolution seconded by Commissioner Mathiason.

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

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-90
RESOLUTION AUTHORIZATION THE SHIFT OF ONE MAINTENANCE PART-TIME POSITION TO
A FULL-TIME POSITION**

RESOLVED, authorizing the shift of one maintenance part-time position to a full-time position effective May 3, 2009.

Resolution seconded by Commissioner Tuttle.

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

Commissioner Tuttle offered the following resolution;

**RESOLUTION 09-091
APPROVAL OF CLAIMS
RESOLVED**, that the following claims be allowed and paid on April 24, 2009.

<u>Fund</u>	<u>Name</u>	<u>Amount</u>
01	General Fund	\$291,038.00
03	County Road and Bridge	\$ 65,981.11
05	Human Services	\$ 94,083.88
31	Capital Improvements Fund	\$ 2,064.19
40	County Ditches	\$ 26,180.28
70	Trust and Agency Fund	\$ 54,971.46
77	Recorders-Clearing	<u>\$ 3,904.00</u>
	TOTAL	\$538,222.92

GENERAL FUND

Albert Lea Medical Center 930, Albert Lea Tribune 7,923.80, Alliant Energy 1,920.28, Alliant Energy IPL 6,944, American Institutional Supply 9,034.08, Bjorklund Compensation Consul 500, Christian and Peterson PA 945, City of Albert Lea 573, City of Albert Lea 752.17, City & County Employees Feder 18,287.59, Cochran Laurie 1,169, Cole Papers Inc 761.67, Commissioner of Revenue 10,031.33, Distad Dennis 2,891.80, Distad Dennis 29,134.88, D&T Ventures LLC 866.25, Dalco Inc 321.99, Freeborn Co Ag Society 375, Goldman Sturtz & Halvorsen Ch 1,760, Healthsmart Benefit Solutions 441, Hilton Garden Inn 465.30, HIMEC 534, Jim ITS 947, Jim & Dudes Plg & Htg Inc 2,242.45, Jones Haugh & Smith Inc 2,490, MAAO 425, MAAO 360, Manpower Inc 1,297.17, MCCI MI 33 16,188.96, MCF-Red Wing 6,720, Mn Child Support Payment Center 1,659.21, Mn Dept of Revenue 345, Mn Elevator Inc 487.81, NACO Midwest Nationwide Retirement 8,586.92, Paragon Printing and Mailing 4,065.20, Personnel Evaluation Inc 503, Power 96 318.97, Public Emp Retirement Assn 39,179.54, Quill Corporation 816.38, Qwest 435, S&T Office Products Inc 334.51, Schilling Supply Company 3,460.17, Schmidt Goodman Office Products 832.54, Scotts Office Products 1,740.53, Sheriffs Youth Program 2,844.98, State of MN BCA 660, TDS Metrocom 1,732.03, Uniforms Unlimited Inc 1,486.66, Wasson Amy 770, Waste Management of Southern MN 1,288.97, Waste Management of Southern 23,180, Wells Fargo 6,592.59, Wells Fargo Bank 7,152.88, Wells Fargo Bank 25,850.07, Wells Fargo Bank 19,713.77, West Payment Center 981.06, Xerox Corporation 459.63, Xerox Corporation 680.85, Zack Jones and Magnus 1,707.33.

COUNTY ROADS & BRIDGES

Albert Lea Steel 739.01, Alliant energy 344.52, Bennett Material Handling 398.30, City & County Employees Feder 5,843.46, Commissioner of Revenue 2,092.78, Distad Dennis 735.04, Distad Dennis 6,293.07, DLT Solutions Inc 565.27, Freeborn Co Coop Oil 4,394.93, Freeborn Mower Cooperative SE 1,284, Knutson Oil Company 9,525, MN Child Support Payment Center 1,034.09, MN Dept of Revenue 543.41, NACO Midwest Nationwide Retirement 2,253, Public Emp Retirement Assn 6,956.58, Raleighs Ace Hardware 717.96, South MN Lubes 1,808.48, Syverson Auto Mall /Dave 321.75, Total Glass Lock Inc 490.14, Ulland Bros Inc 2,738.01, Wells Fargo 1,477.15, Wells Fargo Bank 1,467.88, Wells Fargo Bank 6,276.54, Wells Fargo Bank 4,272.20, Ziegler Inc 646.20.

HUMAN SERVICES

AFSC & ME 1,331.42, City & County Employees Feder 6,884.12, Commissioner of Revenue 5,315.49, Distad Dennis 1,856.15, Distad Dennis 17,661.93, Healthsmart Benefit Solutions 304, Mn Child Support Payment Center 485.92, NACO Midwest Nationwide Retirement 6,293.31, Public Emp Retirement Assn 18,210.86, Wells Fargo 4,559.78, Wells Fargo Bank 3,822.38, Wells Fargo Bank 16,343.98, Wells Fargo Bank 10,809.94

CAPITAL IMPROVEMENTS FUND

Wells Fargo Business Direct 2,064.19.

COUNTY DITCHES

Christian and Peterson PA 466.59, Hodgman Drainage Co Inc 22,506.35, Hutton Inc 1,110.70, Jones Haugh & Smith Inc 1,155.

TRUST AND AGENCY FUND

Distad Dennis 1,385.94, MN Dept of Finance 7,892, Mn Dept of Health Well Management 525, MN Dept of Revenue 24,539.77, MN Dept of Revenue 20,272.46, Shell Rock River Watershed District 356.29.

RECORDERS-CLEARING

MN Dept of Finance 3,904.

Number of claims not exceeding \$300.00 – 105
Dollar amount of claims not exceeding \$300.00 - \$9,848.26

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

Chair, Commissioner Shoff adjourned the meeting until 8:30 a.m. May 5, 2009.

BY; _____
Christopher Shoff
Chairman of the County Board

ATTEST: _____
John Kluever
Administrator