

ADJOURNED MEETING OF THE COUNTY BOARD
September 1, 2009

The Board of County Commissioners of Freeborn County met in the Freeborn county Boardroom at 8:30 a.m. Tuesday, September 01, 2009. Members present: Shoff, Mathiason, Nelson, Belshan and Tuttle.

Commissioner Mathiason offered the following motion;

MOVED, approving the minutes from the August 18, 2009 regular board meeting and the August 25, 2009 Budget Workshop meeting.

Motion seconded by Commissioner Tuttle.

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

Commissioners reported on meetings attended.

Public comments: there were none.

Commissioner Nelson offered the following resolution;

RESOLUTION 09-166
RESOLUTION AUTHORIZING THE DELINQUENT MOBILE HOME TAXES BE REMOVED FROM
THE COUNTY TAX RECORDS

BE IT RESOLVED, that the delinquent mobile home taxes listed below and presented by the Auditor-Treasurer be removed from the tax records at the County, but not forgiven nor uncollectable. Said Taxpayers are place on Revenue Recapture until such time as the State of Minnesota would cancel them. Monies collected will be used to satisfy their tax liability.

Resolution seconded by Commissioner

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

Commissioner Mathiason offered the following resolution;

RESOLUTION 09-167
RESOLUTION AUTHORIZING ADOPTING THE INDIVIDUAL SEWAGE TREATMENT SYSTEM
LOANS.

WHEREAS, pursuant to proper notice given as required by law and Resolution, the County Board has met and heard and passed upon all obligations to the proposed assessments for the Individual Sewage Treatment System Loan Program and has set the assessments and distribution of costs as follows: total Individual Sewage Treatment System Loans to date is \$156,822.57.

NOW THEREFORE,

THE COUNTY OF FREEBORN RESOLVES:

Sec.1 That such proposed assessments, a copy of which is on file in the office to the Freeborn County Auditor-Treasurer, are hereby accepted and shall constitute the special assessment against the lands named herein, and each tract of land therein included is hereby found to be benefited by the proposed improvement loan in the amount of the assessment levied against it.

Sec.2 That assessments for the Individual Sewage Treatment Systems shall be payable in equal annual installments extending over a period of 12 years, the first of the installments to be payable on or before the first

Monday in January, 2010 and shall bear interest at the rate of seven (7.00) percent per annum from the date of the adoption of the assessment resolution. To each subsequent installment when due shall be added interest for one year on all unpaid assessments.

Sec.3 That the owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor-Treasurer, pay the whole of the assessment on such property or they may make partial payments pursuant to the ordinance providing therefore, with interest accrued to the date of payment, to the County Auditor-Treasurer, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of this resolution; and they may, at any time thereafter, pay to the County Auditor-Treasurer the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 or interest will be charged through December 31 of the next succeeding year.

Sec.4 The Freeborn County Auditor-Treasurer's Office shall complete a tabular lien statement and send it to the Freeborn County Recorder's Office to place this lien on record. The total amount of installments and interest which is due to be extended on the proper tax lists of the County, and such assessments shall be collected and paid over in the same manner as other county taxes.

Sec.5 That reading of this resolution is waived by Board consent.

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 09-168
RESOLUTION AUTHORIZATION OF A COUNTY ABSENTEE BALLOT BOARD

WHEREAS, Freeborn County is permitted by Minnesota Statute 203B.13, Subd. 1 to authorize a County Absentee Ballot Board effective October 1, 2009; and

WHEREAS, this authorization will bring uniformity in the processing of accepting or rejecting returned absentee ballots to the Freeborn County Auditor-Treasurer that would consist of a sufficient number of election judges as provided in Sections 204B.19 to 204B.22; and

WHEREAS, this will eliminate the need for election judges to perform this technical and time consuming task on election day wherein the county absentee ballot board can begin this process 30 days prior to an election; and

WHEREAS, this will speed the processing of accepted absentee ballots delivered to the precincts to be incorporated into the vote counts on election day; giving election judges more available time for the voters at the polls; and

THEREFORE, BE IT RESOLVED THAT, the Freeborn County Board of Commissioners hereby authorize the Freeborn County Auditor-Treasurer to implement a County Absentee Ballot Board that would consist of a sufficient number of election judges as provided in sections 204B.19 to 204B.22 to perform the task.

Resolution seconded by Commissioner Mathiason.

After discussion, a vote was taken and the Chair declared the resolution carried. The vote being; Aye; Tuttle, Mathiason, Nelson, Shoff and Ney; Belshan.

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-169
AUTHORIZING THE SUBDIVISION OF WAYNE SHORE SUBDIVISION**

RESOLVED, that the re-plat of Wayne Shores I in Section 15 Twp-102-Range-021, be re-platted to Wayne Shores II and III, be and is hereby approved.

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;

**RESOLUTIO 09-170
RESOLUTION APPROVING THE AGREEMENT WITH BLUE CROSS BLUE SHIELD OF
MINNESOTA**

RESOLVED, authorizing the provider agreement with Blue Cross Blue Shield of Minnesota and Freeborn County, and authorizing Commissioner Shoff as Board Chair to sign the agreement on behalf of Freeborn County,

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 09-171
RESOLUTION AUTHORIZING THE APPROVAL OF SCHOOL NURSING CONTRACTS**

RESOLVED, approving the School Nursing contract between Freeborn County Public Health and Independent School District #2886 (Glenville-Emmons), Independent School District #242 (Alden-Conger) and the Hollandale Christian School for the school year 2009-2010.

RESOLVED, approving the Early Childhood Screening agreement with Independent School District #2886 (Glenville-Emmons) and Independent School District #242 (Alden-Conger).

RESOLVED, that the Board Chair, Commissioner Shoff be authorized to sign an behalf of Freeborn County.

Resolution seconded by Commissioner Belshan.

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

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-172
RESOLUTION ADOPTING THE PROPOSED 2010 TAX LEVY BE THE SAME AS 2009.**

RESOLVED, that the Freeborn County Board of Commissioners does, hereby, certify to the Freeborn County Auditor-Treasurer that it proposes the following tax levy which, if adopted pursuant to Minnesota Law will be ordered on all taxable property in Freeborn County, payable in 2010 . Total Levy amount to be \$17,024,619.

Resolution seconded by Commissioner Tuttle.

After discussion, a vote was taken and the Chair declared the resolution failed for lack of majority vote. Vote being Aye- Belshan, Tuttle, and Ney – Mahtiason, Nelson and Shoff.

Commissioner Mathiason offered the following resolution;

**RESOLUTION 09-173
RESOLUTION ADOPTING THE PROPOSED 2010 TAX LEVY**

RESOLVED, that the Freeborn County Board of Commissioners does, hereby, certify to the Freeborn County Auditor-Treasurer that it proposes the following tax levy which, if adopted pursuant to Minnesota Law, will be ordered on all taxable property in Freeborn County, payable in 2010, to wit:

Freeborn County
2010 Proposed Tax Levy

	<u>2010 Levy</u>
For General Revenue Fund	\$8,157,663
For Soil & Water Conservation Dist.	141,000
For Southeastern Minn. Init. Fund (SEMIF)	5,000
For So. Minn. Tourism Assoc. (SMTA)	1,600
For Historical Society Museum	33,000
For Agriculture Society (County Fair)	20,000
For Downtown Redevelopment	0
For Greater Jobs	10,000
For Housing Redevelopment	0
For Match for Water Plan	<u>8,500</u>
 Total General Fund	 \$8,376,763
 For Human Services Fund	 \$5,332,994
 For Road and Bridge Fund	 \$2,797,597
 For Capital Improvement Fund	 656,600
 For Courthouse Bond Debt	 *** 2,170,000
 For County Library Fund	 262,000
 For Armory Debt Service Fund	 0
 TOTAL TAX LEVY	 \$19,595,954
 Less State Aid	 1,839,276
 TOTAL LOCAL TAX LEVY	 \$17,756,678
	<u>=====</u>
*** bond-37 \$758,000	
*** bond-38 \$589,000	
*** bond-39 <u>\$823,000</u>	
\$2,170,000	

Resolution seconded by Commissioner Nelson.

After discussion, a vote was taken and the Chair declared the resolution adopted. The vote being: Aye –Mathiason, Nelson, Shoff, Ney – Belshan and Tuttle.

Commissioner Nelson offered the following resolution;

RESOLUTION 09-174

RESOLUTION APPROVING THE PROPOSED 2010 BUDGET

RESOLVED, that the Freeborn County Board of Commissioners does, hereby, propose to adopt the budget for the fiscal year beginning January 1, 2010 a summary of which is as follows:

Freeborn County
Proposed 2010 Budget

BUDGETED REVENUE

Human Services	\$ 10,676,456
General Revenue Fund	\$ 15,843,216
Highway	\$ 9,288,647
Building Debt Services	\$ 2,170,000
Ditch Fund	\$ 0
Capital Improvements	\$ 681,600
Library	<u>\$ 262,000</u>

TOTAL REVENUE \$ 38,921,919

BUDGETED EXPENDITURES

Human Services	\$ 10,676,456
General Revenue Fund	\$ 14,554,756
Highway	\$ 9,288,647
Building Debt Services	\$ 2,152,000
Ditch Fund	\$ 0
Capital Improvements	\$ 664,800
Library	<u>\$ 262,000</u>

TOTAL EXPENDITURES \$37,598,659

FURTHER, be it resolved that this budget shall be certified to the Freeborn County Auditor/Treasurer.

Resolution seconded by Commissioner Mathiason.

After discussion, a vote was taken and the Chair declared the resolution adopted. The vote being; Aye- Mathiason, Nelson, Shoff. Ney – Belshan, Tuttle.

John Kluever, Administrator informed the Commissioners that there are vacancies on the County’s Personnel Board of Appeals since Tanya Lauer and S.L. Johnson no longer wish to be part of the board. John recommended R. Darryl Meyer and Donald M. Westland to replace the two leaving. The board asked John to find someone that isn’t a former employee of Freeborn County to be on the board, such as a personnel director from one of the businesses in Albert Lea. The Personnel Board of Appeals appointment will be addressed at the September 15, 2009 Board meeting.

Commissioner items; Commissioner Shoff said that he heard about a lawsuit against the Bent Tree Wind Farm from the Wisconsin Industrial Energy Group and Citizens Utility Board of Wisconsin.

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-175
APPROVAL OF CLAIMS**

RESOLVED, that the following claims be allowed and paid on September 4, 2009.

<u>FUND</u>	<u>NAME</u>	<u>AMOUNT</u>
01	General Fund	\$ 346,051.78
03	County Road & Bridge	\$ 168,176.51

05	Human Services	\$ 95,634.62
31	Capital Improvements Fund	\$ 72,278.85
40	County Ditches	\$ 32,897.51
70	Trust and Agency Fund	\$ 47,022.62
73	Payroll Clearing Fund	\$ 5,432.53
77	Recorder-Clearing Fund	\$ 3,345.00
80	Tax Collection Fund	\$ 34,469.76
85	Septic Loan Fund	<u>\$ 24,000.00</u>
	TOTALS	\$ 829,309.18

GENERAL FUND

ADVANCED GRAPHIX INC 654, ALBERT LEA ELECTRIC CO 2,766.55, ALLIANT ENERGY 28,439.45, ALLTEL 1,879.36, AMERICAN SOLUTIONS FOR BUSINESS 2,564.44, BLUE CROSS & BLUE SHIELD OF MN 6,623, BROWN COUNTY EVALUATION CENTER 1,264, CHRISTIAN AND PETERSON PA 4,186.50, CITY & COUNTY EMPLOYEES FEDER 17,479.43, COMMISSIONER OF REVENUE 11,007.54, CRESCENT ELECTRIC SUPPLY CO 1,526.17, DALCO INC 1,175.08, DASCOS SYSTEMS GROUP INC 2,782.50, DISTAD DENNIS 3,963.67, DISTAD DENNIS 2,353.22, DISTAD DENNIS 30,802.90, EXPRESS SERVICES INC 1,072, FLEET SERVICE DIVISION 9,226, GE CAPITAL 2,843.36, GOLDMAN STURTZ & HALVORSEN CH 1,470, GRAND VIEW LODGE 363.50, GREAT KIDS INC 424, HIMEC 2,539, JIM'S ITS 1,430, JIM & DUDES PLG & HTG INC 908.69, KYLLO JAMIE 976.61, MAIL EXPEDITORS 957.50, MANPOWER INC 766.80, MCF-RED WING 7,800, MEDICARE BLUE RX 6,086.50, MN CHILD SUPPORT PAYMENT CENTER 1,365.25, MN DEPT OF EMPLOY AND ECO DEV 9,393.84, MN DEPT OF REVENUE 2,496, MN TEAMSTERS NO 320 1,720.45, MN GIS LIS CONSORTIUM 455, NACO/MIDWEST NATIONWIDE RETIREMENT 8,756.92, OFFICE OF ENTERPRISE TECHNOLOGY 990, OFFICEMAX INC 1,080.07, PARAGON FINANCIAL GROUP 1,516.92, PROFESSIONAL SERVICE & SUPPLY 570.29, PUBLIC EMP RETIREMENT ASSN 42,335.35, QUILL CORP 675.95, QWEST 435, ROCKOW LAW OFFICE 471, RS EDEN 1,062.50, SANOFI PASTEUR INC 5,996.71, SCHILLING SUPPLY CO 3,708.47, SCHMIDT GOODMAN OFFICE PRODUCTS 592.88, SOUTHSIDE CUSTOM 430.99, STANLEY CONVERGENT SECURITY 3,919.50, STEEL CO DETENTION CTR 4,440, TDS METROCOM 1,744.21, TEIGEN PAPER AND SUPPLY IND 416.08, TROPHY SHOWCASE 548.55, UNIVERSITY OF MN TWIN CITIES 500, WARTBURG COLLEGE 500, WASSON INC AMY 400, WASTE MANAGEMENT OF SOUTHERN MN 23,180, WEISS ETHAN 1,208.25, WELLS FARGO 6,901.73, WELLS FARGO BANK 7,767.12, WELLS FARGO BANK 28,348.54, WELLS FARGO BANK 21,915.09.

COUNTY ROAD & BRIDGE

AAA STRIPING SERVICE CO 30,637.50, ADVANCED DRAINAGE SYSTEMS 1,402.27, ALBERT LEA SEED HOUSE INC 4,887.50, ALLTEL 310.76, BLUE CROSS & BLUE SHIELD OF MN 2,506, CITY & COUNTY EMPLOYEES FEDER 6,098.84, COMMISSIONER OF REVENUE 2,489.79, DISTAD DENNIS 654.34, DISTAD DENNIS 6,529.82, H AND L MESABI CO. 41,421.97, HANCOCK CONCRETE PRODUCTS INC 3,862.48, M R SIGN 474.60, MEDICARE BLUE RX 2,303, METAL CULVERTS INC 745.65, MN CHILD SUPPORT PAYMENT CENTER 1,049.78, MN DEPT OF REVENUE 1,179, NACO/MIDWEST NATIONWIDE RETIREMENT 2,401, PUBLIC EMP RETIREMENT ASSN 7,535.06, SOUTHERN MN CONSTRUCTION CO 3,448.37, SOUTHERN MN INSPECTION CO 1,187.61, ULLAND BROS INC 29,425.18, WELLS FARGO 1,531.32, WELLS FARGO BANK 1,659.72, WELLS FARGO BANK 7,096.80, WELLS FARGO BANK 5,213.03.

HUMAN SERVICES

AFSC & ME 1,331.42, ALLTEL 1,100.25, CITY & COUNTY EMPLOYEES FEDER 7,346.42, COMMISSIONER OF REVENUE 5,269.16, DISTAD DENNIS 1,739.02, DISTAD DENNIS 17,658.48, MN CHILD SUPPORT PAYMENT CENT 485.92, NACO/MIDWEST NATIONWIDE RETIREMENT 6,140.81, PUBLIC EMP RETIREMENT ASSN 18,094, WELLS FARGO 4,683.60, WELLS FARGO BANK 3,782.64, WELLS FARGO BANK 16,173.88, WELLS FARGO BANK 10,802.90, WELLS FARGO BUSINESS DIRECT 836.60.

CAPITAL IMPROVEMENTS FUND

ALBERT LEA ELECTRIC CO 6,347.67, FREEBORN CO AG SOCIETY 5,201.06, HEWLETT PACKARD CO 22,993.09, MN DEPT OF REVENUE 431, NELSON ODEAN 450.99, NORIX GROUP INC 1,593.18, SHI INTERNATIONAL CORP 34,657.32, WELLS FARGO BUSINESS DIRECT 533.85.

COUNTY DITCHES

CHRISTIAN AND PETERSON PA 3,024, FREEBORN COUNSTRUCTION INC 28,432.93, JONES HAUGH & SMITH 539.50, JONES HAUGH & SMITH INC 746.

TRUST AND AGENCY FUND

BLUE CROSS & BLUE SHIELD OF MN 716, DISTAD DENNIS 371.33, DISTAD DENNIS 1,132.67, MEDICARE BLUE RX 658, MN DEPT OF FINANCE 7,234.50, MN DEPT OF REVENUE 14,038.36, MN DEPT OF REVENUE 22,584.64.

PAYROLL CLEARING FUND

AFLAC 3,960, CAN GROUP LONG TERM CARE 378.88, DELTA DENTAL PLAN OF MN 1,093.65,

RECORDER-CLEARING FUND

MN DEPT OF FINANCE 3,345.

TAX COLLECTION FUND

ALBERT LEA AREA SCHOOLS 7,215.95, CITY OF ALBERT LEA 8,833.22, SCHOOL DISTRICT 242 1,621.67, SCHOOL DISTRICT 2886 3,059.94, SCHOOL DISTRICT 492 1,068.54, TOWNSHIP OF ALBERT LEA 969.16, TOWNSHIP OF CARLSTON 509.03, TOWNSHIP OF FREEMAN 2,255.77, TOWNSHIP OF MANCHESTER 1,623.80, TOWNSHIP OF MOSCOW 1,125.04, TOWNSHIP OF NUNDA 1,501.45, TOWNSHIP OF PICKEREL LAKE 495.09, TOWNSHIP OF SHELLROCK 404.37,

SEPTIC LOAN FUND

NEIST AND HAROLD J NEIST/EARL 24,000.

Number of Claims not exceeding \$300.00 –80

Dollar amount of claims not exceeding \$300.00 - \$ 8,491.61

Resolution seconded by Commissioner Nelson.

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

At 9:27 a.m. Chair, Commissioner Shoff declared that the County Board would be going into a closed session to evaluate the performance of an employee. The Chair opened the meeting at 10:05 a.m. and asked the Administrator to give an overview of the closed session. John stated the Board went into a Closed Session to discuss the performance evaluation of Dick Holmen. The Board will meet again on Friday September 4, 2009 at 8:30 a.m. in the Commissioners Board Room to review the employees records further and consider at that time what further actions need to be taken.

Chair, Commissioner Shoff adjourned the meeting until 8:30 a.m. on September 15, 2009.

By: _____
Christopher Shoff
Chair of the County Board

Attest: _____
John Kluever
Administrator