

ADJOURNED MEETING OF THE COUNTY BOARD
September 15, 2009

The Board of County Commissioners of Freeborn County met in the Freeborn County Boardroom at 8:30 a.m. Tuesday, September 15, 2009. Members present; Shoff, Mathiason, Nelson and Belshan. Member excused; Tuttle.

Commissioner Nelson offered the following motion;

MOVED, approving the minutes from the September 1, 2009 regular board meeting and the September 4, 2009 Special meeting.

Motion seconded by Commissioner Mathiason.

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

Commissioners reported on meetings attended.

Public comments; there were none.

Commissioner Belshan offered the following resolution;

RESOLUTION 09-177
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 minor repairs on County Ditch No. 65.

Resolution seconded by Commissioner Mathiason.

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

Commissioner Mathiason offered the following resolution;

RESOLUTION 09- 178
RESOLUTION AUTHORIZING A CONDITIONAL USE PERMIT TO ULLAND BROTHERS INC.

Resolved, that pursuant to the provisions of the County of Freeborn Zoning Ordinance No. 15, Article 15, Subd. 3, a Conditional Use Permit is hereby granted to Ulland Brothers, Inc. for excavation within 100' of a property line, on the following described property:

NW ¼ of the SW ¼ of Section 32 of Bancroft Township
Located between 2372 and 2158 West Richway Drive

Be it further resolved, that said Conditional Use Permit be subject to the conditions herein setforth:

- (1) All excavated areas shall have a final slope of 4 to 1.
- (2) Operation hours of 7:00 am to 7:00 pm Monday through Saturday.
- (3) This conditional use permit shall be valid for two-years.
- (4) The area to be excavated shall be in accordance with the site plan on file with the Freeborn County Planning and Zoning Office.
- (5) The facility may not be extended or expanded without review and approval of the Freeborn County Board of Commissioners.
- (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 Belshan.

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

Commissioner Belshan offered the following motion;

MOVED, setting a Public Hearing for October 20, 2009 for review of various ordinance amendments to 15.079.

The motion was seconded by Commissioner Mahtiason.

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

Bill Ochs, from Ochs Inc. gave a presentation to the Board on the 2010 Insurance bids that were recently received.

Commissioner Belshan offered the following resolution;

RESOLUTION 09-179
Award of CR 71 Bridge Replacement
SAP 024-598-012

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 construction of Bridge 24J34;

Now, Therefore Be it Resolved, to accept the low bid from Sorenson Bros., Inc. of Albert Lea, MN in the amount of \$95,128.75 for project SAP 024-598-012.

Resolution seconded by Commissioner Nelson.

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

Commissioner Mathiason offered the following resolution;

RESOLUTION 09-180
Bridge Bond Agreement for CR 71 Bridge Replacement
SAP 024-598-012

WHEREAS, Freeborn County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 24J34; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$81,343.75 by reason of the lowest responsible bid;

NOW THEREFORE, be it resolved that Freeborn County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required.

Resolution seconded by Commissioner Belshan.

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

Commissioner Belshan offered the following resolution;

RESOLUTION 09-181
Award of CSAH 35 Bridge Replacement
SAP 024-635-021

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 construction of Bridge 24J33;

Now, Therefore Be it Resolved, to accept the low bid from Minnowa Construction, Inc. of Harmony, MN in the amount of \$120,660.90 for project SAP 024-635-021.

Resolution seconded by Commissioner Mathiason.

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

Commissioner Mathiason offered the following resolution;

RESOLUTION 09-182
Bridge Bond Agreement for CSAH 35 Bridge Replacement
SAP 024-635-021

WHEREAS, Freeborn County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 24J33; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$105,370.00 by reason of the lowest responsible bid;

NOW THEREFORE, be it resolved that Freeborn County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required.

Resolution seconded by Commissioner Nelson.

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

Commissioner Belshan offered the following resolution;

RESOLUTION 09-183
RESOLUTION AUTHORIZING THE LICENSE AGREEMENT, SERVICE CONTRACT, AND DATA CONVERSION AGREEMENT BETWEEN VANGUARD APPRAISALS, INC AND THE FREEBORN COUNTY ASSESSORS FOR CAMAVISION SOFTWARE

BE IT RESOLVED, that the Freeborn County Board of Commissioners authorize the License Agreement, Service Contract, and the Real Estate Data Conversion Service Agreement, dated September 9, 2009, between Vanguard Appraisals, Inc. and the Freeborn County Assessor, for the Vanguard Computer Systems CAMAvision® software.

Resolution seconded by Commissioner Mathiason.

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

Administrator, John Kluever requested a workshop date and time be set. The Commissioners set the date on September 22, 2009 at 8:30 a.m.

Commissioner Nelson offered the following motion;

MOVED, appointing Robert Dammen to the Freeborn County Personnel Board of Appeals.

Motion seconded by Commissioner Belshan.

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

Commissioner Mathiason offered the following motion;

MOVED, appointing Jean Pestorious to the Freeborn County Personnel Board of Appeals.

Motion seconded by Commissioner Belshan.

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

Commissioner Shoff addressed the issue with then property being repaired after the fiber optic line was installed; there are some areas that need to be addressed.

Commissioner Belshan offered the following resolution;

**RESOLUTION 09-184
APPROVAL OF CLAIMS**

RESOLVED, that the following claims be allowed and paid on September 18, 2009.

<u>FUND</u>	<u>NAME</u>	<u>AMOUNT</u>
01	GENERAL FUND	\$ 289,590.57
03	COUNTY ROAD & BRIDGE	\$1,063,345.14
05	HUMAN SERVICES	\$ 95,089.80
31	CAPITAL IMPROVMENTS FUND	\$ 25,062.58
40	COUNTY DITCHES	\$ 5,250.07
70	TRUST & AGENCY FUND	\$ 317.60
73	PAYROLL CLEARING FUND	\$ 5,250.07
	TOTAL	\$1,483,079.32

GENERAL FUND

A VIANDS LLC 20,342.44, ALBERT LEA ELECTRIC 1,055.05, ALBERT LEA NEWSPAPERS INC 438, ALBERT LEA SCHOOL DISTRICT 24 640.22, ALBERT LEA TRIBUNE 731.70, ALLIANT ENERGY IPL 694, ALLIANT ENERGY IPL 6,944, AMERICAN SOLUTIONS FOR BUSINESS 501.59, AMERICAN TIRE DISTRIBUTORS 369.56, BECK DISASTER RECOVERY INC 12,000, BEST WESTERN KELLY INN 898.40, BP 319.26, CITY OF ALBERT LEA 1,197.37, CITY & COUNTY EMPLOYEES FEDER 17,517.81, CHRIS LARSON CONSTRUCTION 2,165., COAST TO COAST COMPUTER PRODUCTS 1,615.33, COMMISSIONER OF REVENUE 11,717.88, COUNTRY INN & SUITES ALBERT LEA 463.56, D&T VENTURES LLC 1,449, DISTAD DENNIS 2,961.92, DISTAD DENNIS 31,074.91, EXECUTEAM 303.70, EXPRESS SERVICES INC 514.56, GLOBALSTAR USA 789.25, GOLDMAN STRUTZ & HALVORSEN CH 890, GULF SOUTH MEDICAL SUPPLY INC 1,014, HEALTH PROFESSIONALS LTD 12,231.30, IBM CORPORATION 395, JIMS ITS 1520, JONES HAUGH & SMITH INC 585, LITHO PRINTING & GRAPHICS 1,088.71, MATSON ARIK 600, MN CHILD SUPPORT PAYMENT CENTER 1,365.25, MN ELEVATOR INC 507.08, MN NCPERS LIFE INSURANCE 441, MN STATE UNIVERSITY MANKATO 500, MOTOR INN COMPANY 588.24, NACO MIDWEST NATIONWIDE RETIREMENT 8,756.92, NORTHALND CHEMICAL CORPORATION 323.88, OFFICEMAX INCORPORATED 492.09, PARAGON PRINTING AND MAILING 2,801.46, PERSINGER ANDREW 600, PETERSON SAVELKOUL & BENDA 1,663.96, PUBLIC EMP RETIREMENT ASSN 42,877.56, QUILL CORPORATION 426.11, REGENTS OF THE U OF M 959.64, REIM ROOFING AND METAL 926.85,

S&T OFFICE PRODUCTS INC 645.11, SANOFI PASTEUR INC 3,426.69, SCHEMBER BRIAN 559.40, SCHILLING SUPPLY COMPANY 491.04, TRI STATE BUSINESS MACHINES INC 1,308.88, TURNKEY CORRECTIONS 353.45, ULTIMATE AUTOMOTIVE INC C1,269.85, UNIFORMS UNLIMITED INC 1232.80, UNIVERSITY OF MN EXTENSION SV 527.70, WALKER DAVID 1,090.74, WASTE MANAGEMENT OF SOUTHERN MN 1,709.74, WELLS FARGO 6,980.06, WELLS FARGO BANK 8,063.88, WELLS FARGO BANK 29,473.04, WELLS FARGO BANK 24,365.66, WELLS FARGO BUSINESS DIRECT 767.18, XEROX CORPORATION 1,022.95.

COUNTY ROAD & BRIDGE

ADVANCED DRAINAGE SYSTEMS 733.82, CITY & COUNTY EMPLOYEES FEDER 6,098.84, COMMISSIONER OF REVENUE 2,458.36, DISTAD DENNIS 738.04, DISTAD DENNIS 6,529.82, FREEBORN CO COOP OIL 1,452.59, FREEBORN MOWER COOPERATIVE SE 1,252, GOVCONNECTION INC 721.04, KARLS CARQUEST AUTO 949.99, HAUGE DUANE AND SHARON 10,500, LAWSON PRODUCTS INC 428.84, MACK & VOLVO TRUCKS 125,757.78, METAL CULVERTS INC 6,134.16, MN CHILD SUPPORT PAYMENT CENTER 1,049.78, MN DEPT OF REVENUE 765.03, NACO MIDWEST NATIONWIDE RETIREMENT 2,401, PUBLIC EMP RETIREMENT ASSN 7,612.50, RUFFRIDGE JOHNSON EQUIP CO INC 589.63, SAFETY SIGNS 77,710, SOUTHERN MN CONSTRUCTION CO INC 1,140.30, TRI STATE BUSINESS MACHINES INC 376.78, ULLAND BROS INC 224,401.40, ULLAND BROS INC 564,115.99, ULLAND BROS INC 602.78, WELLS FARGO 1,531.32, WELLS FARGO BANK 1,635.48, WELLS FARGO BANK 6,993.16, WELLS FARGO BANK 5,211.08.

HUMAN SERVICES

AFSC & ME 1,331.42, CITY & COUNTY EMPLOYEES FEDER 7,346.42, COMMISSIONER OF REVENUE 5,278.77, DISTAD DENNIS 1,980.82, DISTAD DENNIS 17,658.48, MN CHILD SUPPORT PAYMENT CENT 485.92, NACO MIDWEST NATIONWIDE RETIREMENT 6,140.81, PUBLIC EMP RETIREMENT ASSN 18,104.20, WELLS FARGO 4,683.60, WELLS FARGO BANK 3,784.38, WELLS FARGO BANK 16,181.20, WELLS FARGO BANK 10,840.70, WELLS FARGO BUSINESS DIRECT 795.56.

CAPITAL IMPROVMENTS FUND

A VIANDS LLC 932.02, DISTAD DENNIS 1,292.02, IBM CORPORATION 1,608.69, NELSON DODGE & GMC INC 19,338.92, ROSETTA STONE LTD 1,235.01, STREICHERS 366.53.

COUNTY DITCHES

FREEBORN CONSTRUCTION INC 4,442, JONES HAUGH & SMITH INC 539.50,

TRUST & AGENCY FUND

MN LIFE 317.60.

PAYROLL CLEARING FUND

ASSURANT EMPLOYEE BENEFITS 1,647.76, MN LIFE 2,775.80.

Number of Claims not exceeding \$300.00 – 135
Dollar amount of claims not exceeding \$300.00 – \$12,532.95

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

Chair, Commissioner Shoff adjourned the meeting until 8:30 a.m. on October 6, 2009.

By: _____
Christopher Shoff
Chair of the County Board

Attest: _____
John Kluever
Administrator