

**ADJOURNED MEETING OF THE COUNTY BOARD
MAY 4, 2010**

The Board of Commissioners of Freeborn County met in the Freeborn County Boardroom at 8:30 a.m., on Tuesday May 4, 2010. Members present: Commissioners Belshan, Tuttle, Nelson, Mathiason and Shoff.

Commissioner Nelson offered the following resolution;

MOVED, approving the minutes from the April 20, 2010 Regular Board meeting and the April 29, 2010 Special Board meeting.

Motion seconded by Commissioner Tuttle.
After discussion, a vote was taken and the Chair declared the motion approved.

Commissioners reported on meetings attended.

During the public forum no one addressed the board.

Commissioner Tuttle offered the following resolution;

**RESOLUTION 10- 098
REPAIR OF 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. 23, 71 & 65.

Resolution seconded by Commissioner Mathiason.
After discussion, a vote was taken and the Chair declared the resolution adopted with Commissioner Belshan abstaining from County Ditch No. 71.

Commissioner Mathiason offered the following resolution;

**RESOLUTION 10-099
RESOLUTION ACCEPTING FY 2010 CLEAN WATER FUND BOARD OF WATER AND SOIL
RESOURCES SUBSURFACE TREATMENT SYSTEM IMMMINENT HEALTH THREAT ABATEMENT
COMPETITIVE GRANT**

WHEREAS, Freeborn County has received a State approved and locally adopted Comprehensive Water Plan; and

WHEREAS, Freeborn County has s State approved and locally adopted Sanitary Sewage Treatment System Ordinance; and

WHEREAS, Freeborn County has identified a need to provide financial incentive to limited income families for the replacement of imminent threat to public health non-compliant/failing sewer systems; and

NOW, THEREFORE BE IT RESOLVED that the Freeborn County Board of Commissioners authorizes acceptance of a \$52,000.00 (fifty-two thousand dollars) grant and will provide a %5,200.00 (five thousand two hundred dollars) grant to a maximum of ten selected households for the upgrade of their sewer system and authorizes the Administrator to act as the Grantee's Authorized Representative.

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

Bob Goede, Risk Management Consultant from Minnesota Counties Intergovernmental Trust gave a report on their services and name change.

Commissioner Nelson offered the following resolution;

**RESOLUTION 10-100
CONDITIONAL USE PERMIT FOR CROELL REDI-MIX**

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 Croell Redi-Mix for a mobile/portable redi-mix plant for Bent Tree Wind Farm, on the following described property:

SW ¼ of the SE ¼ Section 22 Township 103 Range 22
NW corner of 240th Street and 705 Avenue

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

- (1) This permit shall be valid until November 15, 2010
- (2) Operator shall cooperate with the affected road authority in regards to dust control, traffic access, and traffic control and road maintenance.
- (3) Local road repair and maintenance is subject to Wind Farm promissory letter as in attached "Exhibit A".
- (4) The facility may not be extended or expanded without review and approval of the Freeborn County Board of Commissioners.
- (5) 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 unanimously adopted.

There were three applicants for the Shell Rock River Water Shed Managers Board; Bruce Haugsdal, Alan Bakken, and Brett Richards. Freeborn County Chair, Commissioner Shoff asked the two applicants that were present, (Bruce and Alan) some questions pertaining to the watershed.

Commissioner Belshan offered the following resolution;

**RESOLUTION 10-101
RESCINDING RESOLUTION 10-087**

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

WHEREAS, the Freeborn County Highway Department has prepared plans and specifications for the seal coating of a portion of CSAH 14;

WHEREAS, the Bent Tree Wind Farm project will have significant impact to CSAH 14 warranting the postponement of seal coat activities while concrete, aggregate and turbine parts are hauled on CSAH 14;

NOW THEREFORE BEIT RESOLVED, to rescinded Resolution 10-087 Seal Coat Contract CP10-M-01.

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 10-102
REJECTION OF BIDS OF 2010 SEAL COAT CONTRACT
CP 10-M-01

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

WHEREAS, the Freeborn County Highway Department has prepared plans and specifications for the seal coating of a portion of CSAH 14;

WHEREAS, the Bent Tree Wind Farm project will have significant impact to CSAH 14 warranting the postponement of seal coat activities while concrete, aggregate and turbine parts are hauled on CSAH 14;

NOW THEREFORE BE IT RESOLVED, to reject all bids for project CP 10-M-01.

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 # 10-103
APPLICATION OF SNOWMOBILE TRAIL GRANT

WHEREAS, the State of Minnesota, Department of Natural Resources has funding assistance available for acquisition, development and maintenance of trails through its Trail Assistance Program.

WHEREAS, Freeborn County provides for the maintenance of 225.4 miles of snowmobile trails.

NOW, THEREFORE BE IT RESOLVED, that the Freeborn County Board of Commissioners hereby approves application for a Grant-in Aid for the 2010-2011 season for the Freeborn County Trail No. 1 and authorizes the necessary signatures to the Minnesota Department of Natural Resources Trail Assistance Program application for Freeborn County Trail No. 1.

Resolution seconded by Commissioner Nelson.

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

Commissioner Mathiason offered the following resolution;

RESOLUTION 10-104
RESOLUTION AUTHORIZING TEMPORARY TRANSFERS WITHIN THE SHERIFFS DEPARTMENT

WHEREAS, the Sheriff's office was notified that two employees were being activated into military service. One left immediately until September and the other June until summer of 2011. This action will make a shortage within the Patrol deputies and Correctional officers.

NOW, THEREAFORE BE IT RESOLVED that the Sheriff will make temporary transfers from Transportation Deputy to Patrol Deputy and Correctional Officer to Transportation Deputy within the Sheriff's department to cover the shortages.

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 10-105
ADOPTION OF TEMPLATE OF A DEVELOPMENT AGREEMENT FOR LARGE WIND CONVERSION SYSTEMS

WHEREAS, Freeborn County Commissioners and the Environmental Department has the responsibility of authorizing planning and Zoning permits,

NOW, THEREFORE BE IT RESOLVED, that the Freeborn County Commissioners adopts the template of a Development Agreement for Large Wind Conversion Systems.

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 10-106
RESOLUTION AUTHORIZING THE OPENING OF THE STATE HEALTH IMPROVEMENT
PROGRAM COORDINATOR POSITION**

WHEREAS, Freeborn County is an equal opportunity employer, and

WHEREAS, the position was not opened to the public as an equal opportunity employer should.

NOW, THEREFORE BE IT RESOLVED, that the position will be opened up to the public to apply for and will be hired as a Contract position, not a county ~~employer~~-employee.

Resolution seconded by Commissioner Tuttle.

After discussion, a motion was made by Commissioner Tuttle;

MOVED, to table the previous Resolution until the May 18, 2010 Regular Board meeting, so legal council can give an opinion on the classification of the Grant.

Motion seconded by Commissioner Nelson.

After, discussion the Chair declared the motion unanimously approved.

Commissioner Belshan offered the following resolution;

**RESOLUTION 10-107
AUTHORIZING THE FULL TIME POSITION WITHIN THE INFORMATION SERVICES**

WHEREAS, the Information Services department has hired a temporary employee for the position for the last couple of years, and

WHEREAS, the Information Services has taken on more responsibility with the ARMER contract and the City of Albert Lea, the position is more of a permanent position.

NOW, THEREFORE BE IT RESOLVED, authorizing the Information Services Directory to advertise and fill the position of a Computer Technician I.

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 10 - 108
AUTHORIZING USE OF CONTINGENCY FUNDING FOR TRANSIT**

WHEREAS, it has been determined that in certain situations a need exists for rural county residents to access a ride service;

NOW THEREFORE BE IT RESOLVED, that ride services may be provided to Freeborn County residents when the following occurs:

- Upon a Commissioner receiving a ride request from a county resident, the Commissioner may make a referral to the Ride Services Coordinator or their designee at Senior Resources;
- The Ride Services Coordinator or their designee will then speak with and/or meet with the individual to determine their needs and if there are any existing programs that meet these needs;
- If a program exists, the individual will be encourage to contact and/or enter into the program for ride services;
- If a program does not exist and it is determined that the individual does in fact need a ride service, they will receive that service through Senior Resources;
- All individuals receiving a ride from Senior Resources must comply with the Senior Resources Ride Services Policy;
- Senior Resources will recommend that for each ride received the individual make a financial contribution for the ride and the balance of the cost (\$.59 per mile) will be billed to Freeborn County;
- All rides will remain inside the boundaries of Freeborn County;
- Freeborn County will use contingency funding for payment to Senior Resources;
- Payment up to \$1,000.00 will be made in 2010;
- This program will be reviewed by the Commissioners, County Administrator and Senior Resources on an ongoing basis with a formal review to take place between these parties during the 2011 budget formulation process.

Resolution seconded by Commissioner Tuttle.

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

Commissioner Items;

Commissioner Shoff addressed the issue of the Rules of Order in regards to the postponing of an item at the previous meeting, and he was correct in his action.

Commissioner Mathiason offered the following motion;

MOVED, that the Administrator send a letter to the City of Albert Lea requesting a meeting to discuss issues between the two entities.

Motion seconded by Commissioner Tuttle.

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

Commissioner Belshan offered the following resolution;

**RESOLUTION 10-109
APPROVAL OF CLAIMS**

RESOLVED, that the following claims be allowed and paid on or before May 7, 2010.

<u>FUND</u>	<u>NAME</u>	<u>AMOUNT</u>
01	General Fund	\$ 280,089.00
03	County Road & Bridge	\$ 89,471.30
05	Human Services	\$ 95,638.52
31	Capital Improvement Fund	\$ 1,672,530.43
40	County Ditches	\$ 82,394.11
70	Trust & Agency Fund	\$ 40,987.43
73	Payroll Clearing Fund	\$ 8,325.92
77	Recorders-Clearing	\$ 4,699.00
	TOTAL	\$ 2,640,695.71

GENERAL FUND

Alliant Energy 19,424.66, Albert Lea Tribune 550.90, Americinn of Faribault 1,076.74, Arrowwood resort & Conference 1,206.76, Bauer Built Tire Center Inc 480.75, Blue Cross & Blue Shield of MN 7,398, Christian and Peterson PA 1,080, City of Albert Lea 7,181.85, City & County Employees Feder 17,037,.60, Commissioner of Revenue 11,218.39, Computer Information Systems 2,400, Crescent Electric Supply Co 446.42, Distad Dennis 5,638.20, Distad Dennis 2,302.24, Distad Dennis 25,693.24, Express Services Ind 1,721.03, Folie Allison 630, Freeborn Co Attorneys Office 343.60, GE Capital 1,882.66, Goldman Sturtz & Halvorsen Ch 830, Goodhue County Public Health 578.10, Harig Sheriff Mark 1,202.60, Hewlett Packard Co 3,541.84, Interstate motor Trucks Inc 518.72, Litho Printing & Graphics 512.89, MAAO 375, Mail Expeditors 1,144, MCF-Red Wing 10,905, Medicare Blue Rx 5,962.10, Mid America Business Systems 744.84, Midwest Clinical Psychologis 1,250, MII Select Account 322.08, MN Attorney Generals Office 364.06, MN Chiefs of Police Association 480, MN Child Support Payment Center 1,685.35, Mn Elevator Inc 574.58, MN Teamsters No 320 1,682.45, motor Inn Company 1,229.96, NACO/Midwest Nationwide Retire 8,795.39, Northern Bank Note Company 595, Northland Chemical Corporation 319.82, Officemax Incorporated 593.76, PTS of America LLC 847.70, Public Emp Retirement Assn 42,374.28, Quill Corporation 728.53, Riverside Psychological Service 760, RS Eden 724.03, Schmidt Goodman Office Products 720.10, Scotts Office Products 468.59, SEMCAC 495, Southside Custom 325, State of MN –Dept of Public 660, TDS Metrocom 1,664.52, Ultimate Automotive Inc 630.38, University of MN Extension SV 897.75, Verizon Wireless 1,435.30, Wacholz Ronald 1,750.07, Wells Federal Bank 7,736.50, Wells Federal Bank 7,046.78, Wells Federal Bank 27,484.40, Wells Federal Bank 23,738.30, WW Goetsch Associates Inc 997.85.

COUNTY ROAD & BRIDGE

Albert Lea Seed House Inc 2,250, Alliant Energy 808.25, Blue Cross & Blue Shield of MN 2,877, City & County Employees Feder 6,170.15, Cole Papers Inc 1,915.03, Commissioner of Revenue 2,146.38, Commissioner of Transportation 386.86, Distad Dennis 617.84, Distad Dennis 7,007.03, Distad Dennis 26,460.24, Interstate Motor Trucks Inc 411.83, Medicare Blue Rx 2,331, MN Child Support Payment Center 1,049.78, MR Sign 1,284.69, Metal Culverts Inc 705.65, NACO/Midwest Nationwide Retire 2,401, Northern Safety Technology Inc 522.66, Public Emp Retirement Assn 7,159.51, Southern MN Construction Co Inc 6,850.99, Wells Federal Bank 1,473.10, Wells Federal Bank 1,700.09, Wells Federal Bank 6,298.44, Wells Federal Bank 4,669.89.

HUMAN SERVICES

AFSC & ME 1,288.66, City & County Employees Feder 6,748.58, Commissioner of Revenue 5,139.50, Distad Dennis 1,595.18, Distad Dennis 19,699.12, MN Child Support Payment Center 485.92, NACO/Midwest Nationwide Retire 5,905.81, Public Emp Retirement Assn 17,971.39, Verizon Wireless 626.49, Wells Federal Bank 3,640.52, Wells Federal Bank 5,586.26, Wells Federal Bank 15,566.26, Wells Federal Bank 11,183.81.

CAPITAL IMPROVEMENT FUND

Cornerstone Masonry 1,228, Cornerstone Masonry 807, Distad Dennis 1,686.05, Hannegreffs Steve 400, Motorola 1,639,584.94, Polar Chevrolet 25,323.95, Sorensens Appliance & TV 426.43, Wells Fargo Business Direct 2,824.06.

COUNTY DITCHES

Freeborn Construction Inc 49,958.62, Hansen Robert 452.09, Jones Haugh & Smith Inc 4,872.50, Minnesota Surety and Trust Co 2,500, Morreim Drainage Inc 3,127, Olson Excavating 21,026.05.

TRUST & AGENCY FUND

Blue Cross & Blue Shield of MN 822, Distad Dennis 2,446.30, Distad Dennis 938.17, Medicare Blue Rx 666, MN Dept of Finance 5,112, MN Dept of Health Well Management 525, MN Dept of Revenue 13,982.69, MN Dept of Revenue 16,351.57.

PAYROLL CLEARING FUND

AFLAC 4,153.74, CAN Group Long Term Care 378.88, Delta Dental Plan of Minnesota 1,722.65, MN Life 2,070.65.

RECORDERS-CLEARING

MN Dept of Finance 4,699.

Number of claims not exceeding \$300.00 – 87

Dollar amount of claims not exceeding \$300.00 - \$ 9,709.04

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 18, 2010.

By: _____
Christopher Shoff
Chair of the County Board

Attest: _____
John Kluever
Administrator