

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

November 17, 2009
Courthouse Commissioner Room
Ivanhoe, MN 56142

The meeting was called to order at 9:00 a.m. by Board Chair, Joan Jagt, followed by the Pledge of Allegiance. Commissioners present were Joan Jagt, Curtis Blumeyer, Larry Hansen, Adam Gillund, and Don Evers. Also present were County Auditor, Kathy Schreurs and County Attorney, Glen Petersen.

Motion by Hansen, seconded by Evers, to approve minutes from the November 3, 2009 Commissioner meeting. All voted in favor.

Motion by Gillund, seconded by Blumeyer, to approve agenda items and additions. All voted in favor.

Jack Vizecky, County Sheriff, reported that a Request for Proposals (RFP) has been drafted for the provision of professional services to develop a Participation Plan for the migration of public safety communications to the Allied Radio Matrix Emergency Response (ARMER) network. The County will be individually contacting an authority for the provision of the requested service. Lincoln County has contracted with Federal Engineering Communications to conduct communications assessments. The assessments have been completed and accepted by the Lincoln County Board of Commissioners. The County has determined that ARMER participation is the appropriate solution to meet their on-going public safety communications needs and has authorized Sheriff Vizecky to proceed with development of a participation plan.

Vizecky reported that Lincoln County is eligible for a PSIC Grant of \$34,574.20 for nine mobile and eight portable radios from Motorola, Inc. through a state bid. The estimated cost of the equipment is \$49,499.85. Motion by Blumeyer, seconded by Evers, to approve purchase of interoperable mobile and portable radio equipment for migration to the ARMER system from Motorola, Inc. All voted in favor.

Robert Olsen, Environmental Administrator, reviewed the proposed 2010 Ditch Assessments. Motion by Gillund, seconded by Evers, to approve Resolution No. 35-2009 (2010 Ditch Assessments). All voted in favor.

Resolution No. 35-2009

Resolution of the Lincoln County Ditch System Assessments for 2010

Be it Resolved by the Lincoln Board of Commissioners, acting as the County Ditch Authority, County of Lincoln, State of Minnesota, that the following assessments are herewith adopted; and

Be it Further Resolved that the following assessments are adopted to maintain an appropriate balance in each of the following Ditch Repair Funds:

Fund No.		Amount
42-002	County Ditch No. 2	\$ 2,000.00
42-037	County Ditch No. 37	\$10,000.00
42-045	County Ditch No. 45	\$ 2,000.00
42-066	Public Ditch No. 6	\$ 1,000.00
42-190	Judicial Ditch No. 19	\$14,000.00
42-290	Judicial Ditch No. 29	\$ 5,000.00

BE IT FURTHER RESOLVED, that the aforementioned assessments are due and payable to the Ditch Repair Funds in 2010.

WHEREUPON the above resolution was adopted at the regular meeting of the Lincoln County Board of Commissioners this 17th day of November, 2009.

ATTEST:

(SEAL)

Joan Jagt, 2009 Board Chair

Kathy Schreurs, County Auditor

Olsen reported that the City of Arco has requested that the recycling shed and garbage dumpsters be removed from their present site on the east end of Arco. Olsen reported that he had contacted the Highway Department and they have agreed to allow the recycling shed and dumpster to be moved to County owned property on the west end of Arco on the former Arco School property.

Olsen reported that the City of Arco has requested that a second dumpster be located in Arco for rural garbage as one dumpster does not meet the capacity of garbage being brought in. Motion by Blumeyer, seconded by Hansen, to add one more dumpster to the City of Arco rural garbage site. All voted in favor.

Olsen reported that dual wall non-perforated drainage tile has been installed on the Mark Buss property.

Olsen reported that flowable concrete was used to fill the abandoned outlet along CD #37. The flowable mix was unable to fill the entire line and the remainder will probably have to be pumped in order to complete the project.

Olsen reported that he is currently using staff to fill in at the landfill on Wednesday afternoons and Saturday mornings since the passing of Ron Lasnetski. Olsen stated that he is planning to replace the position after January 1, 2010.

Olsen presented a revised fee schedule for consideration.

Lee Amundson, Engineer reported:

- Progress of construction projects has greatly improved as weather conditions have been very favorable
- Ryan Drietz has been hired as the Shop Foreman. He is scheduled to start work on November 30, 2009
- Reviewed correspondence from landowners opposing widening the Picnic Point Park road
- Fall Road Tour set for December 4, 2009 at 8:30 a.m.

Craig Larson, Maintenance, reported that the jail generator has a leak in the radiator. Larson stated that he had contacted Ziegler, Inc. Repair costs and the replacement of hoses and thermostat are estimated at \$4,300.00 plus tax.

Larson reported:

- upgrades to the courthouse elevator are scheduled for November 23 and 24, 2009
- Bob Everson, air conditioning mechanical engineer, had stopped by the courthouse to see how the air units are performing

Jay Trusty, Southwest Regional Development (SRDC) Director, presented the Annual Report and gave a power point presentation on the many areas that the SRDC is a resource available to counties for consulting services and community and economic development.

Motion by Hansen, seconded by Gillund, to approve Resolution No. 36-2009 (LP Rural Water Board Term Limits). All voted in favor.

Resolution No. 36-2009

WHEREAS, Lincoln Pipestone Rural Water began in Lincoln County in the year 1979, and

WHEREAS, Lincoln County was involved in providing security for bonded indebtedness initially to develop Lincoln Pipestone Rural Water, and

WHEREAS, The Board of Directors are appointed rather than by election and have no limit of number of terms and

WHEREAS, The Lincoln County Commissioners believe that the Board of Directors of Lincoln Pipestone Rural Water should adopt an amendment for a change in By Laws to provide for present Board of Directors up for reappointment and having served at least a total of nine years, be ineligible to serve and

WHEREAS, Lincoln County Commissioners believe the amendment of the By Laws to replace Board of Directors following service of three terms of three years each be replaced by ballot voting of LPRW patrons, and

WHEREAS, Lincoln County Commissioners support Director terms to be for three years limited to three terms but permitted to hold the position of Director again following a term out of office and

WHEREAS, Lincoln County Commissioners support the elective method of future Board of Directors following serving three terms of three years that the amendment provide for terms to be staggered both by district and by term

THEREFORE BE IT RESOLVED, AMC District VIII give their support to this Resolution which most if not all have residents served by LPRW and would support legislative action by the Minnesota Legislature to enact special legislation to provide for a vote of LPRW patrons to have a voice in selection of the Board of Directors of LPRW in the future.

ADOPTED, This 17th day of November, 2009

Joan Jagt, Board Chair

Kathy Schreurs, Auditor

Motion by Blumeyer, seconded by Evers, to approve Resolution No. 37-2009 (LP Rural Water Board Appointments). All voted in favor.

Resolution No. 37-2009

Resolution Re-Appointing Three Commissioners to Lincoln Pipestone Rural Water System Recitals

WHEREAS, the terms of Lincoln Pipestone Rural Water System Commissioners, Jerry Lonneman, Rod Spronk, and Joe Weber are scheduled to expire at midnight on December 31, 2009; and

WHEREAS, Jerry Lonneman, Rod Spronk, and Joe Weber have all agreed to serve another four-year term as a Commissioner on the Lincoln Pipestone Rural Water System Board; and

WHEREAS, the Lincoln County Board of Commissioners believe that Jerry Lonneman, Rod Spronk, and Joe Weber are all valuable members of the Lincoln Pipestone Rural Water System Board of Commissioners and are worthy of re-appointment.

BE IT NOW RESOLVED, that the Lincoln County Board of Commissioners hereby reappoint Jerry Lonneman, Rod Spronk, and Joe Weber to serve another four-year term on the Lincoln Pipestone Rural Water System Board of Commissioners pursuant to and provided for by Minnesota Statutes 116A et seq.

That the terms of Jerry Lonneman, Rod Spronk, and Joe Weber shall commence at 12:01 a.m. on January 1, 2010 and shall expire at midnight on December 31, 2013.

ATTEST:

(SEAL)

Joan Jagt, 2009 Board Chair

Kathy Schreurs, County Auditor

Motion by Blumeyer, seconded by Gillund, to transfer \$125,000.00 from the Capital Improvements (14) Fund to the 2008A Courthouse Improvement Account Revenue Account (37). All voted in favor.

Motion by Gillund, seconded by Blumeyer, to approve Resolution No. 38-2009 (Amendment to Comprehensive Water Management Plan). All voted in favor.

**Resolution No. 38-2009
Resolution to Adopt and Implement the
Lincoln County Comprehensive Water Management Plan Amendment**

WHEREAS, on September 23, 2004 the Minnesota Board of Water and Soil Resources (BWSR) approved the Lincoln County 2004-2014 Comprehensive Local Water Management Plan, which contained a 2004-2009 five-year implementation section; and

WHEREAS, the BWSR approval did stipulate that Lincoln County was required to update the five-year implementation section by August 31, 2009; and

WHEREAS, following the local water management plan amendment guidelines developed by the BWSR, Lincoln County submitted the 2009 Addendum to the BWSR for approval; and

WHEREAS, the Lincoln County Board of Commissioners has been notified by the BWSR that the 2009 Addendum of the Lincoln County 2004-2014 Comprehensive Local Water Management Plan has been approved according to Minnesota Statutes Chapter 103B.301.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Commissioners hereby adopts and will begin implementation of its approved 2009 Addendum

BE IT FURTHER RESOLVED, the 2009 Addendum shall be in effect until August 25, 2014.

BE IT FURTHER RESOLVED, after the adoption of the 2009 Addendum, Lincoln County shall notify local units of government within the County of the adoption of this amendment to the plan.

ADOPTED by unanimous vote this 17th day of November, 2009.

ATTEST:

(SEAL)

Joan Jagt, 2009 Board Chair

Kathy Schreurs, County Auditor

Motion by Evers, seconded by Hansen, to deposit MCIT dividend of \$56,632.00 to the Capital Improvements Account. All voted in favor.

Correspondence was reviewed and the following Committee Reports were given:

Evers – RCRCA, Tourism, Regional Dispatch, Lake Benton Lake Improvement District

Gillund – Personnel

Jagt – Extension

Blumeyer – AREA II, Extension, Joint Meeting with Highway and MnDOT

Hansen – SRDC, Personnel

Auditor Warrants were presented.

Motion by Blumeyer, seconded by Gillund, to approve the following Commissioner Warrants #9066 - 9136 for the following amounts: Revenue - \$118,612.58, Road & Bridge - \$17,038.86 and Ditch - \$239.56. All voted in favor.

Motion by Evers, seconded by Hansen, to cancel Warrant #8992 to Southwest Implement for \$276.54 due to duplicate payment. All voted in favor.

2010 proposed budget items were reviewed. Motion by Gillund, seconded by Evers, to set the LCEDC budget for FY 2010 at \$25,000.00; a decrease of \$17,000.00 from the FY 2009 approved budget of \$42,000.00. Commissioners Evers, Gillund and Jagt voted in favor. Commissioners Blumeyer and Hansen voted in opposition. Motion carried by majority vote.

Motion by Gillund, seconded by Evers, to adjourn at 2:10 p.m. All voted in favor.

ATTEST: (SEAL)

Joan Jagt, 2009 Board Chair

Kathy Schreurs, County Auditor