

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

July 20, 2010
Courthouse Commissioner Room
Ivanhoe, MN 56142

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

Motion by Jagt, seconded by Hansen, to approve minutes from the July 6, 2010 Commissioner meeting. All voted in favor.

Motion by Blumeyer, seconded by Jagt, to approve agenda items. All voted in favor.

Mike DeVries, Saddle Horse Holiday Committee, reported that the rental lease for Hole in the Mountain Horse Camp has expired and they would like to renew the lease for another three years for Saddle Horse Holiday beginning in June 2011. The City of Lake Benton holds the agreement but the Committee also wanted verbal approval from the County and to find out if there were any concerns. DeVries stated that the location is working very well for their Saddle Horse Holiday events. The Board granted verbal approval.

Bob Meyer, Minnesota Department of Natural Resources (DNR), met with the Board to discuss approval to replace the existing fixed crest water control structure in Lincoln County Ditch 8 on the Shaokatan Wildlife Management Area. Motion by Gillund, seconded by Jagt, to approve Resolution No. 33-2010 (Shaokatan Wildlife Management Area). All voted in favor.

**Resolution No. 33-2010
Shaokatan Wildlife Management Area Control Structure**

It is hereby resolved, by the Board of County Commissioners of Lincoln County, on July 20, 2010, that the Minnesota Department of Natural Resources' proposal to replace the existing fixed crest water control structure in Lincoln County Ditch 8 on the Shaokatan Wildlife Management Area in the NE ¼ of Section 4-111-46 with a variable crest water control structure be approved. The variable crest part of the structure will consist of a 5' wide bay with removable stop logs that will be used to perform temporary, periodic draw downs of the basin. The full pool run out elevation (1758.3'NAVD 1988) and emergency spillway elevation (1759'NAVD 1988) and dimensions will remain the same. The weir length of the structure (50') will also remain the same as the existing structure.

ATTEST:

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor

Craig Larson, Maintenance, reported that the replacement of the third floor skylights has begun. Larson also reported that there has been water damage to Courtroom A due to heavy rain and that Minnesota Counties Intergovernmental Trust has been notified.

Larson reported that he has received a quote for tuckpointing and cleaning of the exterior of the courthouse. Larson will invite Karr Tuckpointing to a future meeting to provide more details.

Vince Robinson, requested a letter in support of the Lake Benton Area Foundation's application for assistance under the Rivers, Trails, and Conservation Assistance Program (RTCA) to help coordinate trails planning in Lincoln County. Motion by Hansen, seconded by Jagt, to approve letter in support of Lake Benton Area Foundation's application for assistance to help coordinate trails in Lincoln County. All voted in favor.

At 10:00 a.m. a Public Hearing was held to hear testimony regarding a proposed boundary change between Lake Benton and Diamond Lake Townships. A petition was signed by at least 2/3rds of the legal voters residing within lands located in proposed boundary change. Motion by Evers, seconded by Jagt, to approve Resolution No. 34-2010 (Lake Benton and Diamond Lake Townships Boundary Change). All voted in favor.

Resolution No.34-2010
Resolution to Approve a Boundary Change
Between Lake Benton and Diamond Lake Townships

WHEREAS, Diamond Lake Township is a Township within the jurisdiction of Lincoln County, Minnesota; and,

WHEREAS, the Lincoln County Auditor's Office received a petition signed by at least 2/3rds of the legal voters residing within the following lands located within Diamond Lake Township for an alteration of the township boundary:

The Southeast Quarter (SE ¼) of Section 34 and all of Sections Thirty-five (35) and Thirty-Six (36) of Township 110 Range 45 West of the 5th PM; and

WHEREAS, that following such division Diamond Lake Township shall retain a population in excess of twenty-five (25) qualified voters and a taxable market value in excess of \$30,000.00.

WHEREAS, at all times prior to and relevant to the filing of this Petition, the undersigned petitioners have voted in the elections of Lake Benton Township and the above described land have been assessed property taxes as part of Lake Benton Township, so no funds need to be apportioned between Lake Benton and Diamond Lake Townships; and

WHEREAS, there exists no record of any proceedings by Lake Benton Township, Diamond Lake Township or Lincoln County to document how the above described lands were included within the jurisdiction of Lake Benton Township; and

WHEREAS, notice of the proceedings has been served, posted and published as required by law; and,

NOW THEREFORE, the Lincoln County Board of Commissioners does hereby resolve as follows:

THAT the Southeast Quarter (SE ¼) of Section 34 and all of Sections Thirty-five (35) and Thirty-Six (36) of Township 110 Range 45 West of the 5th PM are hereby severed from Diamond Lake Township and annexed to Lake Benton Township.

Adopted this 20th Day of July, 2010 by unanimous vote.

ATTEST:

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor

Lee Amundson, County Engineer, gave a construction/maintenance and construction schedule update to the Board.

Amundson reported that an OSHA review was performed on July 12 and 13 and that he felt that the report was very good overall with no major issues.

Amundson reported that an advertisement for bids will be published for the Marshfield Township Bridge No. 2988 replacement.

Amundson reported that a black top surface on CSAH 7 is scheduled to start the week of July 19, 2010.

Motion by Hansen, seconded by Evers, to approve Resolution No. 32-2010 (Final Payment)

RESOLUTION NO. 32 – 2010
Final Payment

WHEREAS, the construction of the following grading, culverts, aggregate base and bituminous project; SAP 41-612-004, has in all things been completed by Midwest Contracting LLC, the final contract costs being \$945,055.27, and the County Board being fully advised in the premises.

NOW THEN, BE IT RESOLVED that we do hereby accept said completed project for and in behalf of the County of Lincoln and authorize final payment as specified in said final estimate.

ADOPTED by unanimous vote this 20th day of July 2010.

ATTEST:

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor

Amundson reported that a dam near County Road 103 should be replaced. Amundson will seek the possibility of additional funding.

Robert Olsen, Environmental Administrator reported that the cleaning has been completed on JD #30. It was discovered during the cleaning that a culvert also needs to be replaced. The County's share to replace the culvert is approximately \$3,500.00. Motion by Jagt, seconded by Evers to approve \$3,500.00 for culvert replacement on JD #30 to be taken out of the JD #30 repair fund. All voted in favor.

Olsen gave an update on the repairs for JD #28.

Olsen reported tree roots have grown into the tile line on CD #35 in Section 8 of Diamond Lake Township. The tile was originally installed over 20 years ago. Olsen recommended that approximately 1,100 feet of tile be replaced with dual wall non-perforated tile. The estimated cost is \$12,500.00. Motion by Jagt, seconded by Evers, to replace 1,100 feet of tile with dual wall non-perforated tile on CCD #35 in Section 8 of Diamond Lake Township. All voted in favor.

Olsen reviewed the Environmental Office 2011 proposed budget. Olsen requested approval to raise the 2011 Solid Waste Assessment to \$45 per parcel. Olsen stated that this would produce a reserve for future expenditures. Motion by Jagt, seconded by Blumeyer, to approve \$40 per parcel solid waste assessment beginning in 2011. All voted in favor.

Motion by Gillund, seconded by Evers, to apply for SSTS Grant Program Funds from Clean Water Legacy to provide septic system cost share for low income residents. All voted in favor.

Olsen reported that the Lake Benton Lake Improvement District Annual Meeting was held on July 17, 2010. Current Board members were elected to another term.

Motion by Blumeyer, seconded by Hansen, to set aside \$4,682.00 for Lincoln County's share of the PSIC Equipment Grant Funds. All voted in favor.

Auditor Schreurs reported that the 2009 Audit has been completed. The Board members reported that they had all received copies. The State Auditor's Office will conduct an audit exit if the Board would like to schedule one. The Board did not have any questions regarding the 2009 audit and decided not to have the State Auditor's Office present an audit exit. Motion by Jagt, seconded by Evers, to accept 2009 Audit. All voted in favor.

Committee Reports were given:

Hansen – RSVP, LBLID Annual Meeting

Blumeyer – Public Health, JPA Public Health and HHS with Rock and Nobles County

Gillund – Park Board, Extension

Jagt – JPA Public Health and HHS with Rock and Nobles County, Park Board, LBLID
Annual Meeting
Evers – RCRCA, Water Management Summit, AMC Land Use & Environmental, LBLID
Annual Meeting, Extension

Auditor Warrants were presented.

Motion by Blumeyer, seconded by Hansen, to approve the following Commissioner Warrants
#11171- 11273 for the following amounts: Revenue - \$44,039.94, Road & Bridge - \$123,775.24,
Ditch - \$1,557.85, and Debt Service - \$41,334.75. All voted in favor.

Motion by Jagt, seconded by Blumeyer, to adjourn at 11:56 a.m. All voted in favor.

ATTEST:

(SEAL)

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor