

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

June 15, 2010
Courthouse Commissioner Room
Ivanhoe, MN 56142

The meeting was called to order at 2:00 p.m. by Board Chair, Adam Gillund, followed by the Pledge of Allegiance. Commissioners present were Adam Gillund, Larry Hansen, Joan Jagt, Don Evers and Curtis Blumeyer. Also present were County Auditor, Kathy Schreurs and County Attorney, Glen Petersen.

Motion by Jagt, seconded by Evers, to approve minutes from the June 1, 2010 Commissioner meeting. All voted in favor.

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

Chris Sorensen and Nancy Walker, Lincoln Lyon and Murray Human Services (LLM HS) and Lincoln Lyon Murray and Pipestone Public Health (LLMP PH), reviewed a draft of a joint powers agreement between LLM HS and LLMP PH. The agreement states that the Joint Powers Board would be made up of one Commissioner from each County serving on the Public Health Board and one Commissioner from each County serving on the Human Services Board. The duties of the Joint Board would include Financial Administrative Services, Personnel Administration, Overall Agency Budget, Technology and Municipal Bidding. The new agreement would be known as the Southwest Health & Human Services Joint Powers Agreement.

Motion by Blumeyer, seconded by Jagt, to approve Resolution No. 25-2010 (Approving JPA and Approving Dissolution of LLMP PH and LLM HS Joint Powers Agencies). All voted in favor.

Member Curtis Blumeyer introduced the following Resolution and moved its adoption:

**RESOLUTION NO. 25-2010 APPROVING JOINT POWERS
AGREEMENT AND APPROVING DISSOLUTION OF
LLMP PH and LLM HS JOINT POWERS AGENCIES**

WHEREAS, Lincoln County has been a member of the Lincoln Lyon Murray Pipestone Public Health (LLMP PH) Joint Powers Board since 1979; and

WHEREAS, Lincoln County has been a member of the Lincoln Lyon Murray Human Services (LLM HS) Joint Powers Board since 1974; and

WHEREAS, the two Joint Powers Boards have been cooperating with respect to fiscal and administrative services for the purpose of strengthening services and improving efficiency and cost savings; and

WHEREAS, there remains duplication of services; and

WHEREAS, additional cost savings, efficiencies and improvement in services to the public can be achieved through greater cooperation and coordination;

NOW THEREFORE, BE IT RESOLVED BY THE Lincoln County Board of Commissioners as follows:

1. The Board hereby approves the Southwest Health and Human Services (SWHHS) Agency Joint Powers Agreement. The County shall participate in the SWHHS for both Community Health and Human Services, commencing January 1, 2011.
2. The Board hereby approves the termination of the LLM HS and LLMP PH Joint Powers Agreements and the dissolution of the LLM HS and LLMP PH agencies, effective December 31, 2010.

3. The Board recognizes and agrees that both LLM HS and LLMP PH shall continue to exist after dissolution as long as is necessary to wind up and conclude the affairs of the agencies. After payment of all claims and expenses, any surplus shall be prorated and the County's share, which shall be based upon the percentage of the budget contributed to the agencies and the overall percentage of services provided to the County, shall be submitted to SWHHS. This amount shall constitute the County's contribution to the budget reserves pursuant to the terms of the SWHHS Joint Powers Agreement.
4. The County Attorney and Board Clerk are authorized to sign the SWHHS Joint Powers Agreement on behalf of the Board. The Clerk shall ensure that proper notice is given to the Health and Human Services Director and all Member Counties.

The motion for the adoption of the foregoing Resolution was duly seconded by Joan Jagt and upon a vote being taken thereon, the following voted in favor of the motion: Commissioners Adam Gillund, Joan Jagt, Curtis Blumeyer, Larry Hansen, and Donald Evers.

and the following voted against the motion: None

Whereupon said Resolution was declared duly passed and adopted this 15th day of June, 2010.

ATTEST:

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor

Motion by Evers, seconded by Jagt, to approve Southwest Health & Human Services Joint Powers Agreement. All voted in favor.

Loretta Lundberg, Recorder, reported that the State is empowered to designate satellite offices. Satellite offices provide Uniform Commercial Code filing and retrieval services on a local level for the convenience of customers requesting such transactions. Motion by Jagt, seconded by Hansen, to approve Satellite Office Agreement between the State of Minnesota, acting through the Office of the Secretary of State and Lincoln County, on behalf of the County Recorder, as a Governmental Unit. All voted in favor.

Vince Robinson, Lincoln County Enterprise Development, requested approval of a tax abatement on Parcel # 19-0480-000, formerly known as the Lake Benton Creamery Building and currently owned by Xochitl Enterprises, LLP., to assist with financing the renovation into an office building. The amount of the abatement shall not exceed \$800 per year, or in any event shall not exceed 90% of the County's tax rate multiplied by the total net tax capacity of the parcel. The abatement period shall be for ten (10) years commencing with taxes payable in 2012. A Public Hearing was held on May 4, 2010. Motion by Evers, seconded by Jagt, to approve Resolution No. 26-2010 (Xochitl Enterprises, LLP Tax Abatement). Commissioners Jagt, Evers, Hansen and Blumeyer voted in favor. Commissioner Gillund voted in opposition. Motion carried by majority vote.

RESOLUTION NO. 26-2010 AUTHORIZING A TAX ABATEMENT
ON PROPERTY WITHIN LINCOLN COUNTY
FOR Xochitl Enterprises, LLP

WHEREAS, the County Board of Commissioners of Lincoln County, Minnesota (the "County"), held a public hearing on the proposed abatement, pursuant to Minnesota Statutes, Sections 469.1812 through and including 469.1815, to assist with financing the renovation of the former "Creamery Building" in Lake Benton, Minnesota into an office building (the "Project"); and

WHEREAS, the County Board of Commissioners has proposed to abate a portion of the County share of property taxes on the following parcel for a period of ten (10) years:

Parcel I.D. #: 19-0480-000

WHEREAS, the County Board of Commissioners finds that the proposed abatement and benefited project is in the best interest of the County and its businesses and residents.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Commissioners of Lincoln County, Minnesota, as follows:

1. Abatement. The County Board hereby authorizes the abatement of a portion of the County share of property taxes. The amount of the abatement shall not exceed \$800 per year, or in any event the abatement shall not exceed 90% of the County's tax rate multiplied by the total net tax capacity of the aforementioned parcel. The abatement period shall be for ten (10) years commencing with taxes payable in 2012.
2. Purpose. The Abatements will be provided to Xochitl Enterprises, LLP to partially finance the renovation of a vacant property, the former "Creamery Building" in Lake Benton, Minnesota. If at least 70% of the interior square footage of the subject building is not suitable for occupancy by January 1, 2012 this agreement will become null and void. If the subject building is not occupied by a viable and allowable business for at least ten of any twelve months of any calendar year during the term of this agreement the agreement shall become null and void.
3. Public Benefit. The proposed abatements will benefit the public by:
 - a) providing new employment opportunities and expanding the tax base within Lincoln County.
4. Transferability. This tax abatement agreement is not transferable to any new or subsequent owner of this property without express written agreement by the Lincoln County, MN Board of Commissioners.

Adopted this 15th Day of June, 2010.

ATTEST:

(SEAL)

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor

Robinson reviewed the May 19, 2010 LCEDC Annual Meeting, 2010 Budget, Client and Activity through 2009, Staff time, Housing Institute Meeting.

Mark Leibfried, Treasurer, reported that the lease agreement for the "driver exam station" will expire on June 30, 2010. Motion by Jagt, seconded by Blumeyer, to approve Lease Agreement between Lincoln County and the State of Minnesota, Department of Administration, acting for the benefit of the Department of Public Safety, Driver and Vehicle Services. The term of the lease agreement is five (5) years, commencing on July 1, 2010 and continuing through June 30, 2015, between the hours of 8:00 a.m. and 5:00 p.m. on the second and fourth Monday of each month. All voted in favor.

Motion by Hansen, seconded by Evers, to approve Resolution No. 27-2010 (Drivers License Exams). All voted in favor.

Lease Agreement
Resolution No. 27-2010

Be It Resolved, that the Lincoln County Board of Commissioners approves of Lincoln County entering into an Agreement with the Department of Public Safety, State of Minnesota to provide space in the large assembly room on the lower level of the Lincoln County Courthouse for drivers license exams.

Be It Further Resolved, that the term of the lease will be for five (5) years commencing on July 1, 2010 through June 30, 2015.

Adopted by unanimous vote this 15th day of June, 2010

ATTEST:

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor

The Board discussed the process and timelines for hiring a Deputy Treasurer. No action at this time.

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

Amundson reported that the Highway Department had purchased a storage shed from Mn/DOT. The shed was moved to the landfill site and will be used as a cold storage shed.

Amundson reported that he will be attending AMC committee meetings to discuss plans for Minnesota roadways.

Amundson reported that the OSHA walk through is scheduled for July 12 at 1:00 and continuing to July 13, 2010.

Robert Olsen, Environmental Administrator, reported on several ditch systems repairs that will need to be completed. Olsen reported that he has had a request to clean County Ditch #37 from Hwy #19 to Anderson Lake. The estimated cost is 7,700 ft. X \$1.50 = \$11,550.00. No action at this time.

Olsen reported that he had received a request to clean 4,000 ft. of JD#22 at an estimated cost of \$1.50 ft. Motion by Evers, seconded by Jagt, to authorize Olsen to proceed with cleaning of JD #22 and to borrow funds needed from CD #35 Repair Fund. Commissioners Evers, Jagt, Blumeyer, and Hansen voted in favor. Commissioner Gillund voted in opposition. Motion carried by majority vote.

Olsen reported that he had received a request to replace 1,500 feet of 15" dual wall tile on CD #37 (Knoff property). Motion by Blumeyer, seconded by Gillund to authorize Olsen to proceed with replacement of 1,500 feet of dual wall tile on CD #37 at an estimated cost of \$14,000.00 and to borrow funds needed to complete the repair from CD #35 Repair Fund. All voted in favor.

Olsen reported that he had received a request to replace 1,500 ft. of 10" perforated tile in CD #36 at an estimated cost of \$5.00/ft. Motion by Gillund, seconded by Jagt, to authorize Olsen to proceed with replacement of 1,500 ft. of 10" perforated tile at estimated cost of \$5.00/ft. and to borrow funds needed to complete the repair from CD #35. Commissioners Gillund, Jagt, Evers, and Hansen voted in favor. Commissioner Blumeyer voted in opposition. Motion carried by majority vote.

Olsen reported that he had done a drive-through inspection in Verdi. Olsen stated that there did not appear to be any improvement in the health hazards that had been noticed to homeowners in May, 2010

Olsen reported that a homeowner in Wilno has inquired about purchasing two lots that are owned by Lincoln County. The lots are currently being used for a recycle shed and rural dumpster. No action at this time.

Olsen requested a \$15.00 cell phone allowance for Emma Volz . Motion by Evers, seconded by Hansen, to authorize cell phone reimbursement for Emma Volz. Commissioner Evers voted in favor. Commissioners Jagt, Gillund, Hansen, and Blumeyer voted in opposition. Motion failed.

Olsen reported that he had sent notice to Lincoln County Cities and Townships that the County will only conduct noxious weed complaints from the FSA Office regarding CRP contracts. The notice also stated that the Environmental Office would continue to offer testing for Commercial License applications.

Auditor Schreurs reported that Pay Applications #9 and Certificate of Substantial Completion from Doom and Cuypers for Courthouse windows and air conditioning projects are waiting for approval. Motion by Blumeyer, seconded by Gillund to approve Auditor Warrant for one-half (1/2) of Final Payment for Doom and Cuyers for \$27,149.35 for the Air Conditioning Project. Commissioners Blumeyer, Gillund, Hansen and Jagt voted in favor. Commissioner Evers voted in opposition. Motion carried by majority vote.

Auditor Schreurs reported that she had received information on the Statewide Health Improvement Program (SHIP). Mini grants will be awarded to counties throughout the state aimed at reducing tobacco use or obesity by increasing physical activity and access to proper nutrition. The Board requested that the information be forwarded to the Health and Safety Committee.

Auditor Schreurs reported that a management meeting has been requested by the State Auditors. Commissioners Jagt and Blumeyer, Auditor Schreurs, and Treasurer Leibfried will attend.

Commissioner Blumeyer reported that the Environmental Office and the Soil Water Conservation District will be submitting an application for a mini grant to the RC&D for costs associated with scheduling the Prairie Ecology Bus for the Lincoln County Fair. Motion by Hansen, seconded by Jagt, to authorize Commissioner Blumeyer or Commissioner Gillund to sign said application on behalf of Lincoln County. All voted in favor.

Committee Reports were given:

Hansen – Mental Health, SRDC, AMC Planning meeting
Blumeyer – Public Health, RC&D,
Gillund – none
Jagt – none
Evers – Promotion & Tourism

Auditor Warrants were presented.

Motion by Evers, seconded by Jagt, to approve the following Commissioner Warrants #10853-10940 for the following amounts: Revenue - \$114,657.44, Road & Bridge - \$23,016.49, Ditch - \$13.07 and County Agency - \$10.50. All voted in favor.

Motion by Hansen, seconded by Jagt, to adjourn at 5:15 p.m. All voted in favor.

ATTEST:

(SEAL)

Adam Gillund, 2010 Board Chair

Kathy Schreurs, County Auditor