

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

July 5, 2011
Courthouse Commissioner Room
Ivanhoe, MN 56142

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

Motion by Gillund, seconded by Jagt, to approve minutes from the June 21, 2011 Commissioner meeting. All (4) voted in favor.

Motion by Hansen, seconded by Jagt, to approve agenda items. Additions included: AREA II, Transit, RSVP and Law Enforcement. All (4) voted in favor.

Kate Johnson and Sarah Jacobs reported on 4-H summer activities, camps, and trainings. They also reported that the County Fair will be held July 20-24, 2011. They also reported that there was extensive storm damage at the fairgrounds, but they are hoping to have most of the repairs completed by fair time.

Rosie Lasnetski and Robin Weis presented the RSVP (Retired Senior Volunteer Program) Annual Report. They also reported on the many hours that volunteers give to community services in the County.

At 9:30 a.m. a Public Hearing was held to hear testimony regarding a petition from Phillip Sonstegard, Jo's Family Farms. The petition is seeking authority to establish benefits and use established Judicial Ditch #29 for an outlet for 153 benefited acres with a benefited amount of \$5,745.00. The benefited acres are located in Section 4 of Marshfield Township. Motion by Jagt, seconded by Hansen, to approve "Order for Use of Judicial Ditch No. 29 as an Outlet". All (4) voted in favor.

Robert Olsen, Environmental, reported that Lincoln County has been approved for a Feedlot Performance Grant. Motion by Gillund, seconded by Jagt, to accept Feedlot Performance Grant in the amount of \$3,665.00 and authorize Commissioner Evers to sign said grant agreement. All (4) voted in favor.

Olsen reported that he has received questions from property owners who received damage during the recent storm/tornado regarding the need to obtain permits to repair the damages and in some cases rebuild. Olsen reported that his office was not planning to charge for those building permits.

Olsen reported that there are 10 to 15 feedlot owners in the county who are out of compliance with state law and county ordinances concerning water quality. Violation of the county pollution control ordinance (modeled on Chapter 7020 of the state statutes) is a misdemeanor subject to a maximum \$700.00 fine and 90 days in jail. Olsen stated that no charges will be filed until his office has talked to the individuals.

Lee Amundson, Engineer, gave the construction/maintenance update.

Amundson stated that there are several major road improvements scheduled in the next few years and that the Board may want to consider financing the projects through Capital Improvement Bonds.

Amundson reported that quotes are being received and accepted for the energy efficient upgrades for the highway shops.

Box culvert replacements are expected to begin on July 19, 2011. Construction may depend on the effects relating to the state shut down.

Motion by Jagt, seconded by Gillund, to appoint Gary Manson to LCEDC Board for one-year term. All (4) voted in favor.

Motion by Gillund, seconded by Jagt, to approve Resolution No. 28-2011 appointing John Lichtsinn to the HRA Board for a three-year term. All (4) voted in favor.

George Eilertson, Northland Securities, presented a refunding overview related to the Series 2004 G.O. Bond and also an overview of municipal bond ratings. There is a possible savings by refunding the current bonds. No action.

Norm VanOverbeke and Jeanna Sommers, Emergency Management, reviewed the Emergency Management/Civil Defense budget and the Safety budget, Motion by Gillund, seconded by Hansen, to merge the Emergency Management/Civil Defense budget and the Safety budget and to amend the combined budget to \$55,000.00 with additional budget dollars coming from general fund reserves. All (4) voted in favor.

VanOverbeke and Sommers reported on the July 1 tornado/storm damage in the south one-third of Lincoln County. Pipestone, Lyon, and Redwood Counties have also sustained extensive damage. The counties are requesting a disaster declaration.

Motion by Gillund, seconded by Jagt, to approve Resolution No. 26-2011 (State of Emergency). All (4) voted in favor.

Resolution No. 26-2011
Resolution Declaring a State of Emergency

WHEREAS the July 1st tornado and straight wind event impacted the population of Lincoln County and its cities; and

WHEREAS the July 1st tornado and straight wind event has caused a significant amount of public property damage; and

WHEREAS the Lincoln County Department of Emergency Management requests the Lincoln County Board of Commissioners to declare Lincoln County in a STATE EMERGENCY for the July 1st tornado event of 2011;

NOW, THEREFORE, BE IT RESOLVED, that the Lincoln County Board of Commissioners declares Lincoln County in a State of Emergency for conditions resulting from the July 1st tornado and straight wind event of 2011.

Adopted by the Lincoln County Board of Commissioners this 5th day of July, 2011.

ATTEST:

I, Donald Evers, County Board of Commissioners Chairman, hereby attest that the foregoing resolution was duly adopted by the Lincoln County Board of Commissioners on the 5th day of July, 2011.

County Board Chair

Motion by Jagt, seconded by Gillund, to approve Resolution No. 27-2011 (Presidential Declaration). All (4) voted in favor.

Resolution No. 27-2011
Resolution Requesting a Presidential Declaration of a Major Disaster

WHEREAS the County of Lincoln has sustained severe losses of major proportion, caused by the storm and tornado on the date of July 1st, 2011; and

WHEREAS Lincoln County is a public entity within the State of Minnesota; and

WHEREAS substantial damage has been sustained to public and private property, as outlined in the attached damage assessment forms; and

WHEREAS the cost of recovery from this disaster is beyond the resources available within the county, and state and federal resources are necessary;

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, for and on behalf of the citizens of Lincoln County, request the Governor of the State of Minnesota to petition the President of the United States to declare the County of Lincoln, Minnesota, to be a major disaster area, through appropriate channels.

Be it further resolved that this request is for:

1. The Public Assistance (Infrastructure Support) Program only, as offered under the Robert T. Stafford Disaster Relief and Emergency Assistance Act.

Be it further resolved that the County Emergency Management Director is authorized to coordinate the damage survey teams with local government, and assist in the administration of the disaster recovery process, as needed.

HEREUPON the above resolution was adopted at a regular meeting at 11:20 a.m. this 5th day of July, 2011.

ATTEST:

Don Evers, 2011 Board Chair

Kathy Schreurs, Auditor

Motion by Jagt, seconded by Gillund, to approve Resolution No. 29-2011 (Signing Authority). All (4) voted in favor.

**Resolution No. 29-2011
Delegating Legal Signing Authority**

Be it resolved that the jurisdiction of Lincoln County, has authorized Jeanna Sommers, Emergency Management or Kathy Schreurs, Auditor, to sign any and all grants or required documentation from the Division of Homeland Security and Emergency Management at the Department of Public Safety, executed on behalf of Lincoln County.

Dated July 5, 2011

ATTEST:

Don Evers, 2011 Board Chair

Kathy Schreurs, Auditor

Cara Nielsen, Transit Director, reported that staff in her office will be on lay off status as of 4:30 p.m. this day due to the state shut-down. Nielsen requested approval to continue with volunteer drivers for U-Care and Blue Ride clients as those programs are not affected by the state shut-down. Motion by Gillund, seconded by Jagt, to authorize use of volunteer drivers during the state shut-down for U-Care and Blue Ride clients. All (4) voted in favor.

Motion by Jagt, seconded by Gillund, to authorize Board Personnel Committee Representatives to enter into a Memorandum of Understanding (MOU) with AFSCME Council 65, Local 1687 Courthouse, with regards to employee benefits, contingent on review by the County Attorney. All (4) voted in favor.

Commissioner Jagt reported that the Southwest Health and Human Services, had held a special meeting to meet with Chris Sorensen, SWHHS Director. Jagt reported that Sorensen had been offered a position in another county. Jagt reported that the SWHHS Board reviewed the effects

that Sorensen's resignation would have on the organization and in turn offered Director Sorensen a \$19,000.00 annual salary increase which was accepted by Director Sorensen. Motion by Gillund, seconded by Hansen, to go on record that the full Lincoln County Board disapproves of the \$19,000.00 annual salary increase for Director Sorensen. Commissioner Gillund and Hansen voted in favor. Commissioners Jagt and Evers voted in opposition. Motion failed due to a tied vote.

Correspondence was reviewed and the following Committee Reports were given:

- Evers –Plum Creek Library Update
- Gillund – Personnel Committee, Western Mental Health
- Jagt – Special Meeting with SWHHS, Personnel Committee
- Blumeyer – Special Meeting with SWHHS
- Hansen – RSVP

Auditor Warrants were presented.

Motion by Jagt, seconded by Hansen, to approve the following Commissioner Warrants #14089 - 14141 for the following amounts: Revenue – \$27,300.90, Road & Bridge - \$21,033.34, Ditch - \$475.00, Debt Service - \$25,046.25 and LBLID - \$30,036.06. All (4) voted in favor.

Motion by Gillund, seconded by Jagt, to adjourn at 1:11 p.m. All (4) voted in favor.

ATTEST: (SEAL)

Don Evers, 2011 Board Chair

Kathy Schreurs, County Auditor