

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

April 17, 2018
 Courthouse Commissioner Room
 Ivanhoe, MN 56142

The meeting was called to order at 9:00 a.m. by Board Chair Mic VanDeVere, followed by the Pledge of Allegiance. Commissioners present were Joe Drietz, Corey Sik, Jack Vizecky, and Mic VanDeVere. Commissioner Hamer was absent. Also present were Lincoln County Attorney, Glen Petersen and Lincoln County Auditor, Deb Vierhuf. No conflicts of interest were noted.

Motion by Drietz, seconded by Vizecky to approve consent agenda which included approval of the minutes from April 3, 2018 and the agenda for April 17, 2018. All (4) voted in favor.

Deb Vierhuf, Lincoln County Auditor presented the Joint Powers Agreement with Mid States Computer Collaborative (MSCC) for approval. MSCC previously went by the name Mid States Computer Cooperative and now includes 29 counties. By-laws were created for the group but a JPA was never put in place that included all 29 counties. In order to be able to conduct business in the manner that is desired, a JPA is needed. Motion by Drietz, seconded by Sik to approve the Joint Powers Agreement between 29 counties including Lincoln County and Mid States Computer Collaborative. All (4) voted in favor.

Commissioner Hamer arrived.

Vierhuf informed the Board that Mid States Computer Collaborative has approved the Master Agreement to Provide Professional Services between Mid-State Computer Collaborative (MSCC) and Computer Professional Unlimited, Inc. (CPU) Vierhuf would like the Board to ratify this agreement. Motion by Hamer, seconded by VanDeVere to ratify the Master Agreement to Provide Professional Services between Mid-State Computer Collaborative which was previously approved by Mid States Computer Collaborative and sign the Addendum which states the software options Lincoln County uses. All voted in favor.

Vierhuf asked for approval of the KnowINK Master Software License and Services Agreement. Motion by Drietz, seconded by Sik to approve the KnowINK Master Software License and Services Agreement for 10 Poll Pad Units, 2 iSync Drives, Merake Router and annual maintenance at a total cost of \$13,930.00 less the grant dollars of \$8,330.00 for a net cost of \$5,630.00 plus annual maintenance of \$1,250.00 for the years of 2019 – 2022. All voted in favor.

Amber Knutson and Wendy Kruger presented information on a DNR 50.67 acre land purchase request. The land is located in a portion of the SW ¼ of Section 36 and is currently owned by Al and Jane Steffes. The land to be acquired is 23 acres wetland, 23.3 acres CRP grassland and 4.3 acres woody cover plantings. The 2018 tax due for this parcel is \$530.35 and the anticipated in Lieu of Tax payment will be \$1212.75. Resolution 16-2018 Review of Proposed State Wildlife Acquisition was presented for approval. Motion by Sik, seconded by VanDeVere to approve Resolution 16-2018 Review of Proposed State Wildlife Acquisition. All voted in favor.

**Resolution No. 16-2018
 Lincoln County
 Board of County Commissioners
 Review of Proposed State Wildlife Acquisition**

In accordance with Minnesota Statutes 97A.145 Subd. 2, the Commissioner of the Department of Natural Resources on April 17th, 2018 provided the county board and the appropriate town officers with a description of lands to be acquired by the State of Minnesota for water and wildlife conservation purposes.

Lands to be acquired are described as follows:

~50.6 acres in SW¼ of Section 36, Hendricks Township (T112N, R46W)

IT IS HEREBY RESOLVED, by the Board of County Commissioners of Lincoln County on April 17th, 2018 that the State's proposed acquisition of the above described property be (approved) (disapproved).

If applicable, reasons for disapproval:

This resolution was presented by Commissioner Sik seconded by Commissioner VanDeVere and upon vote was duly adopted.

ATTEST:

Mic VanDeVere, 2018 Board Chair

Deb Vierhuf, County Auditor

Discussion was held on the financial position of SWHHS and whether Lincoln County would consider advancing the SWHHS levy dollars early if needed. Motion by VanDeVere, seconded by Sik to pay an advance of the levy amount due on June 23, 2018 if necessary as long as it does not affect Lincoln County's financial position. Commissioner VanDeVere, Sik and Hamer voted in favor. Commissioner Vizecky and Drietz voted in opposition. Motion carried by majority vote.

Robert Olsen, Environmental, informed the Board that the viewers have finished with the redeterminations of CD #15 and CD #42 and the next step would be for the Drainage Authority to set up a hearing to accept the redeterminations. The Hearing was set for June 5, 2018 at 1:00 p.m. Information only.

Olsen presented the Comprehensive Plan and asked that the hearing to accept the plan be rescheduled due to the Energy Audit that will be done by Great Plains Institute. When the audit is completed, we will want to include some of the County wide energy goals within the plan. The Board was in agreement. Information only.

Olsen would like to replace the current Environmental pickup with a new Ford F150 4 door pickup. Olsen will get some quotes to be reviewed at the next meeting. Olsen stated that buffer grant funds can be used for the purchase. Information only.

Olsen informed the Board that once the weather improves, the recycle sheds will be put on a local auction with a minimum bid set. Information only.

JCD #16 Ditch Hearing was held at 10:00 a.m. Those present were Pipestone Commissioner Luke Johnson, all of the Lincoln County Commissioners, Alfred Jessen, Robert Olsen, Deb Vierhuf and members of the public.

Olsen presented information on the petitioner's request. The request is to abandon 500 feet of JCD #16 so that all responsibility of that section would become the landowners. Olsen explained that we could require the petitioner to request a redetermination. If we went that route, there would be engineering fees, and legal fees that would be costly. Letters were sent out to all benefited parties of JCD #16 regarding the abandonment and no opposition was received. Olsen had received some phone calls but after some explanation, there was no opposition. No opposition was heard by those present at the hearing.

Motion by Hamer, seconded by Drietz to approve the petitioner's request of abandonment of 500 feet of JCD #16 open ditch. All members of the joint ditch authority voted in favor.

Olsen will prepare the order to be signed and become part of the permanent record.

Commissioner VanDeVere stated that information from the County Energy Audit that is being put together by Kelly Dybdahl will be presented at the next meeting. Information only.

Joe Wilson, Lincoln County Engineer, presented project updates. They were as follows:

- The County State Aid Paving project bid opening is scheduled for April 26, 2018 at 10:30 a.m. in the Lincoln County Commissioners Room.
- Still waiting for the Federal Aid Paving project plans but they have been approved.
- Have been working on plans for widening CSAH 7.

Wilson requested approval of a hydraulic study for the culvert on County Road 7. The cost is estimated to be below \$5,000.00. Motion by Vizecky, seconded by Sik to approve a hydraulic study for the culvert located 1 ¼ miles north of State Hwy 19 on County Road 7. All voted in favor.

Wilson informed the Board that there was a statute change on January 1, 2018 that would affect the permits for hauling road construction materials. There are preferred/designated routes for these type of permits. The permit is issued by the Highway Department for County Roads. Information only.

Wilson presented maintenance updates. They were as follows:

- Working on plowing and clean out from the recent storm.
- Have had some minor breakdowns that have caused delays.
- Crack filling has been delayed due to the weather and needs to be completed.
- Disking and blading of County road shoulders will be done as weather permits.
- Road restrictions may be extended due to the spring weather.

Wilson reviewed the following additional items:

- Discussion was held on rescheduling the road tour. It was decided to wait until fall.
- No other comments have been heard on the Multi-Year Plan.
- A meeting is scheduled for April 18th at 2:00 p.m. with Geronimo Wind/Blazing Star to discuss the next phase of the wind tower plan.

- The PUC meeting for the repowering project with Lake Benton Power Partners, LLC Wind Energy Generation Facility was held. This project will proceed over the next 3 years. The hauling that will take place will be legal loads other than the cranes. They will be given an additional 10 years on their current permit. Information only.
- The Highway Round Table meeting is rescheduled for May 1st at 12:30 p.m.
- Labor Management will be held April 30th at 8:00 a.m.

The bids for the Gravel Crushing Contract 03-2018 were opened at 10:30 a.m. Wilson asked for any additional bids. The bids received were as follows:

- Central Specialties - \$171,360.00
- Hard Rock Screening LLC - \$123,420.00
- Sweetman Sand & Gravel - \$149,430.00
- CT Sibson Gravel LLC - \$175,440.00
- Sterzinger Crushing, Inc. - \$176,970.00

All bids included the 5% bid bond and acknowledged the addendum. After review, Wilson recommended we award the bid to Hard Rock Screening LLC. Motion by Hamer, seconded by Drietz to award the Gravel Crushing Bid to Hard Rock Screening LLC in the amount of \$123,420.00 which was 19% below the engineer's estimate of \$153,000.00. All voted in favor.

Dale Sterzinger, SWCD Manager, requested approval of Resolution 17-2018. Motion by Drietz, seconded by Sik to approve Resolution 17-2018 To Incorporate the Summary of Watercourses into the Lincoln County Comprehensive Local Water Management Plan. All voted in favor.

Resolution No. 17-2018
To Incorporate the Summary of Watercourses into the Lincoln County
Comprehensive Local Water Management Plan

Whereas; Minnesota Statutes Chapter 103F.48 requires soil and water conservation districts (SWCDs) in consultation with local water management authorities, to develop, adopt, and submit to each local water management authority within its boundary a summary of watercourses.

Whereas; The Board of Water and Soil Resources has adopted Buffer Law implementation Policy #6 'Local Water Resources Riparian Protection ("Other Watercourses")' which identifies steps SWCDs are required to take in developing said inventory.

Whereas; The Lincoln SWCD has adopted a Descriptive inventory of other watercourses and provided it to Lincoln County on "July 18th, 2017".

Whereas; Lincoln County recommends that implementation of buffers or other practices on these waters be voluntary in nature through the Comprehensive Local Water Management Plan.

Whereas; Minnesota Statutes Chapter 103F.48 requires a local water management authority that receives a summary of watercourses identified under this subdivision must incorporate an addendum to its comprehensive local water management plan or comprehensive watershed management plan to include the SWCD recommendations by July 1, 2018.

Whereas; Minnesota Statutes Chapter 103F.48 does not require a plan amendment as long as a copy of the included information is distributed to all agencies, organizations, and individuals required to receive a copy of the plan changes.

Therefore be it resolved that; The summary of watercourses or "other waters" for Lincoln County shall be incorporated as an addendum in its current local water management plan.

Be it further resolved that; Lincoln County authorizes staff to provide a copy of the addendum and any supporting information to be distributed to all agencies, organizations, and individuals required to receive a copy of the plan changes.

ATTEST:

Mic VanDeVere, 2018 Board Chair

Deb Vierhuf, County Auditor

Sterzinger gave an update on the following items:

- The biennial budget request has been completed and submitted to the State. A copy was provided to the Commissioners. This report is completed every two years but the dollars requested are not 100% granted.
- Randy Kraus has resigned from SWCD. This position is currently being advertised. SWCD receives about \$40,000 in grant dollars to be used for the salary of this position.
- WCA reporting has been completed. SWCD is looking at doing one big banking project on about 77 acres by Tyler to restore some wetland acres.
- Sterzinger has been asked to serve on a State Rules Committee for wetland law.
- Reviewed Yellow Medicine budget, State funding and pilot project areas.

- SWCD's and County's within the watershed are weighing the options of having a Joint Powers Agreement or a Memorandum of Agreement drawn up with the Missouri River Watershed.
- Redwood Wraps has received a \$200,000 grant to write their plan.
- Sterzinger has been attending management training meetings.
- A CREP 3 position will be hired with State funding and shared with the Yellow Medicine Soil and Water office.
- Legislative day was held at the Capital.
- Native grass seeding training was held with area soil and water offices at the County Highway building. Representatives from Great Plains out of Salina, KS and North Dakota were present for training on the no-till drills.
- Over 2400 acres will be seeded this year into CRP.
- About 300 potential conservation plans may be needed for future CRP contracts.
- A local work group has been involved on deciding how to use EQIP dollars (federal cost share dollars) and setting priorities.
- The Verdi wellhead is a high priority area in Lincoln County and is in a separate pool of funding within the EQIP program.
- A new pickup has been purchased to be used for the seeding program. \$20,000 in grant dollars was used towards this purchase.
- Sterzinger will introduce the new staff at a future meeting.

Committee Reports were given:

Drietz –Highway Public Road meeting
 Hamer – Highway Public Road meeting, Transit
 Sik – Highway Public Road meeting, Explore SW Minnesota
 VanDeVere – Highway Public Road meeting, Missouri River Watershed,
 Vizecky – Highway Public Road meeting

Commissioner VanDeVere stated that on behalf of himself and the County Board, he would like to acknowledge the volunteers in the County and extend a thank you for the hours that are committed and the outstanding job that is done. Information only.

Auditor Warrants were presented.

Motion by Drietz seconded by Hamer to approve the following Commissioner Warrants #7253- #7311 for the following amounts: Revenue - \$76,503.88, Road & Bridge - \$10,089.09 and Ditch – \$300.45. All voted in favor.

The following bills were over \$2,000.00 per M.S. 375.12: A.C.E of Southwest Minnesota - \$3,429.75, Dept of Transportation - \$2,049.99, Divine Prov. Health Center Inc. - \$2,055.50, Mactek Systems Inc. - \$5,250.00, Southwest Health and Human Services - \$20,004.00, TE Underground, LLC - \$14,722.75, Waste Management of WI-MN - \$18,024.98 and 52 payments less than \$2,000.00 - \$21,356.45.

Glen Petersen, Lincoln County Attorney, informed the Board that he will need a Resolution indicating the approval of the Master Subscriber Agreement which was approved at the March 20, 2018 meeting. Motion by Hamer, seconded by Drietz to approve Resolution 19-2018 Resolution Authorizing Signing Authority Allowing Access to Minnesota Government Access (MGA) Accounts for Electronic Court Records and Documents. All voted in favor.

LINCOLN COUNTY
RESOLUTION NUMBER 19-2018
RESOLUTION AUTHORIZING SIGNING AUTHORITY ALLOWING ACCESS TO MINNESOTA
GOVERNMENT ACCESS (MGA) ACCOUNTS FOR ELECTRONIC COURT RECORDS AND
DOCUMENTS.

WHEREAS, the Minnesota Government Access Accounts, allowing government agencies to view appropriate electronic court records and documents stored in the Minnesota court information System for cases in Minnesota district courts, require authority from the governing body.

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

1. Approves and authorizes Glen A. Petersen, Lincoln County Attorney, to sign the Master Subscriber Agreement for the Minnesota Court Data Services for Governmental Agencies.
2. That the Lincoln County Attorney, Glen A. Petersen is the designed authorized representative for the Lincoln County Attorney's Office.
3. The Authorized Representative is also authorized to sign any subsequent amendment to the agreement that may be required by the state of Minnesota to maintain the county's connection to the systems and tools offered by the State.

ATTEST:

 Mic VanDeVere, 2018 Board Chair

 Deb Vierhuf, County Auditor

Petersen presented a Land Exchange Agreement for review. The parcels are located by Hole in the Mountain Park. When a land exchange of this nature is done, the property needs to be of equal value, a public notice needs to be published and a public hearing will need to be held. Petersen would like the Board to consider this over the next two weeks and after consideration a public hearing can be set at the May 1, 2018 meeting. Daryl Schlapkohl, Lincoln County Parks Manager, will also be invited for comment. Information only.

Motion by Drietz seconded by Sik to adjourn at 11:29 a.m. All voted in favor.

ATTEST:

Mic VanDeVere, 2018 Board Chair

Deb Vierhuf, County Auditor