

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

December 3, 2019
Courthouse Commissioner Room
Ivanhoe, MN 56142

The meeting was called to order at 4:00 p.m. by Board Chair Mic VanDeVere, followed by the Pledge of Allegiance. Commissioners present were Rick Hamer, Mic VanDeVere and Jack Vizecky. Commissioner Drietz arrived at 4:03 p.m. Commissioner Corey Sik was absent. Also present was Lincoln County Auditor-Treasurer Deb Vierhuf and Lincoln County Attorney Glen Petersen. No conflicts of interest were noted.

Motion by Vizecky, seconded by Hamer to approve the consent agenda which included November 19, 2019 minutes, and the December 3, 2019 agenda. All (3) voted in favor.

Commissioner Drietz arrived.

Lauren Mellenthin, Emergency Preparedness Coordinator/Safe Roads Coalition Coordinator with SWHHS, gave a presentation on Towards Zero Deaths. Mellenthin is also working with Sheriff Chad Meester on this project. The following items were presented:

- A grant was received Oct 1st from the MN Office of Traffic Safety.
- The coalition works to prevent fatal injury crashes that happen within Lincoln and Pipestone County by reducing speeding, distracted driving, impaired driving and encouraging seat belt use.
- Meetings are held and attendance includes individuals from State Patrol, County Patrol, Highway Engineers, EMT's and other Emergency Personnel.
- The next meeting will be in Lincoln County in February.
- A mock crash was done in Lyon County by this group.
- College events are attended to encourage being safe while having fun.
- The grant end date is September 30th and will be reapplied for.

Information only.

Robert Olsen, Lincoln County Environmental, informed the Board that many of the MPCA and SCORE grants will require electronic signatures in the future and requested that they would make him an authorized signer. The grants will still come to the Board for approval. Motion by Hamer, seconded by Vizecky to authorize Robert Olsen to electronically sign grant agreements for the Environmental Office. All (4) voted in favor.

Olsen reviewed the MPCA Feedlot Program Delegation Agreement Work Plan for 2020-2021 and requested approval. Motion by Hamer, seconded by Vizecky to approve the MPCA Feedlot Program Delegation Agreement Work Plan for 2020-2021. All (4) voted in favor.

Olsen gave an update on the following items:

- Drop off sites in Verdi are having issues and pulling the dumpster out of Verdi is being considered.
- The Skid loader was sold on Minnbid for \$16,525.00
- Tyler drainage project is complete.
- The ditch camera was used to check the tile issue by US Highway 75.

Information only.

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

- County Highway 10 surfacing project is complete for the year. Seeding of the in slope will be done in the spring.
- Working on plans for the Widening project for CSAH 7, bridge replacement and ADA sidewalk plans for Lake Benton and Tyler for 2021.

Wilson presented maintenance updates. They were as follows:

- Grader has been returned from CAT and the total repair cost of the transmission repair was a little less than the quote.
- Snow removal
- Equipment repairs and maintenance.

Information only.

Wilson informed the Board that the Maintenance Superintendent Position was reviewed by the Personnel Committee. Every 3 years the position description and wage should be reviewed. Wilson presented the updated job description for approval. Motion by Vizecky, seconded by Drietz to approve the updated job description for the Highway Maintenance Superintendent. All (4) voted in favor.

Wilson presented the Non-Union wage increases for 2020. The Board will look over and approve at the last meeting in December. Information only.

Wilson presented a Memorandum of Understanding for a change to the Uniform Allowance. It has been presented to the Personnel Committee and approved by the Union. Motion by Drietz, seconded by Hamer to approve the Memorandum of Understanding for a change to the Highway Union Contract uniform allowance language. All (4) voted in favor.

Wilson presented Resolution 50-2019 Final Payment on contract 05-2017 to R & G Construction. Motion by Hamer, seconded by Vizecky to approve Resolution 50-2019 Final Payment on contract 05-2017 to R & G Construction in the amount of \$32,182.23 once the final paperwork is received from the contractor. All (4) voted in favor.

**RESOLUTION
50 – 2019
Final Payment on Contract 05-2017 to R & G Construction**

WHEREAS, the construction of Contract 05-2017 (Projects SAP 041-599-053, SAP 041-599-056, SAP 041-599-057, 041-599-058 & SAP 041-599-059) has in all things been completed by R&G Construction Co., the final contract costs as follows:

Original Contract Amount	\$ 643,674.40
Final Contract Amount	\$ 643,644.74
Final Payment Amount	\$ 32,182.23

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 above.

ADOPTED by the Lincoln County Board of Commissioners this 3rd day of December, 2019.

SIGNED:

ATTEST:

Mic VanDeVere, 2019 Board Chair

Deb Vierhuf, County Auditor-Treasurer

Wilson requested approval of Resolution 51-2019 Application for Easement Across State Land. Motion by Vizecky, seconded by Drietz to approve Resolution 51-2019 Application for Easement Across State Land. All (4) voted in favor.

**RESOLUTION
51-2019
Application for Easement Across State Land**

WHEREAS, the construction of SAP 041-607-045 will require the County of Lincoln to get an easement across state land.

WHEREAS, Lincoln County Highway Department is authorized to purchase easement where necessary to complete the project.

NOW THEN, BE IT RESOLVED that Lincoln County Board of Commissioners authorizes the Lincoln County Highway Department to submit an application for easement across state land along with the \$2,000 application fee to the Minnesota Department of Natural Resources.

ADOPTED by the Lincoln County Board of Commissioners this 3rd day of December, 2019.

SIGNED:

ATTEST:

Mic VanDeVere, 2019 Board Chair

Deb Vierhuf, County Auditor-Treasurer

Wilson informed the Board that following the State DOT meeting, it was decided that we may need to do a fog seal on the Highway parking lot. Information only.

Dale Sterzinger, SWCD District Manager, requested approval of the Missouri River Watershed Partnership Joint Powers Agreement Motion by Vizecky, seconded by Drietz to approve the Missouri River Watershed Partnership Joint Powers Agreement. All (4) voted in favor.

Sterzinger presented Resolution 52-2019 1W1P Resolution to Adopt and Implement the Missouri River Watershed Comprehensive Watershed Management Plan. Motion by Drietz, seconded by Vizecky to approve Resolution 52-2019 1W1P Resolution to Adopt and Implement the Missouri River Watershed Comprehensive Watershed Management Plan. All (4) voted in favor.

**Resolution No. 52-2019
Resolution to Adopt and Implement
the Missouri River Watershed
Comprehensive Watershed Management Plan**

Whereas, Lincoln County has been notified by the Minnesota Board of Water and Soil Resources that the Missouri River Watershed Comprehensive Watershed Management Plan has been approved according to Minnesota Statutes §103B.801 and Board Decision #19-65:

Now; Therefore, Be it Resolved, the county hereby adopts and will begin implementation of the approved Comprehensive Watershed Management Plan for the area of the county identified within the Plan.

Be it Further Resolved after the adoption of the Plan, the county shall amend existing water and related land resources plans and official controls as necessary to conform them to the Comprehensive Watershed Management Plan.

Be it Further Resolved after the adoption of the Comprehensive Watershed Management Plan or amendments to the plan, Lincoln County shall notify local units of government within the County. The local units of government are required to submit existing water and related land resources plans and official controls within 90 days to the county for review as per Minnesota Statutes, Section 103B.321.

Be it Further Resolved that within 180 days, the county shall review the submitted plans and official controls and identify any inconsistencies between the local plans and official controls and the Comprehensive Watershed Management Plan. Lincoln County shall specify applicable and necessary measures to bring the local plans and official controls into conformance with the Comprehensive Watershed Management Plan.

Be it Further Resolved if a local unit of government disagrees with any changes to its plan, the local unit has 60 days after receiving the county's recommendations to appeal the recommendations to the Board of Water and Soil Resources.

Be it Further Resolved after receiving the recommendations of the county, or a resolution of an appeal, a local unit of government has 180 days to initiate revisions to its plan or official controls. The new or revised plans and official controls must be submitted to the county for review and recommendations.

SIGNED:

ATTEST:

Mic VanDeVere, 2019 Board Chair

Deb Vierhuf, County Auditor-Treasurer

Sterzinger gave an update on the SWCD programs and the dollars brought into the county. The programs included 1W1P for Missouri Watershed, EQUIP, MPCA, Redwood Watershed, LacQuiParle Watershed, WACA, Buffer Program and CREP. Sterzinger also reviewed staffing changes. Information only.

Glen Petersen, Lincoln County Attorney, was present to discuss the radio tower on the Lincoln County Park property. Presently the tower is causing an issue with the DNR Grant funding. The DNR would like a survey done to determine the amount of land the tower is on. Once the amount of land is determined, the County will need to acquire that much land through a purchase or a transfer of land. Once this is done the grant funds will be released. Glen would like the Board to direct him to go ahead with the survey. The Board was in consensus to have the survey done.

Petersen informed the Board that there may be a Sex Offender Commitment hearing coming up. A sex offender evaluation will need to be done at an estimated cost of \$1,600.00. If it is decided that he/she should be committed, there will be additional costs. The Board was in consensus with paying the additional costs if needed.

Committee Reports were given:

Drietz – CPT, Missouri River Watershed
Hamer – Transit meeting in Ivanhoe
Sik – absent
VanDeVere – SWHHS, ACE, UCAP, Southern Prairie, Rural MN Energy Board
Vizecky – None

Auditor Warrants were presented.

Motion by Hamer, seconded by Drietz to approve the following Commissioner Warrants #11687- #11732 for the following amounts: Revenue – \$41,886.35, Road & Bridge - \$42,616.43, Debt Service - \$19,920.31, Ditch - \$459.92 and Solid Waste – 630.00. All (4) voted in favor.

The following bills were over \$2,000.00 per M.S. 375.12: Dan Buseth Construction - \$23,340.00, Dan Buseth - \$14,795.00, Duininck Incorporated - \$34,552.00, Ground Works, LLC - \$5,125.31, Nebraska Salt & Grain Co. - \$5,149.00, Petersen Law Office PLLC - \$15,430.00 and 40 payments less than \$2,000.00 - \$7,121.70.

Commissioner VanDeVere presented the Supporting Hands Joint Powers Agreement. The agreement has been reviewed by Attorney Glen Petersen. Motion by VanDeVere, seconded by Vizecky to approve the Supporting Hands Joint Powers Agreement. All (4) voted in favor.

Commissioner VanDeVere presented the Final Second Amended and Restated Health Care Access Initiative Joint Powers Agreement. The agreement has been reviewed by Attorney Glen Petersen. Motion by VanDeVere, seconded by Drietz to approve the Final Second Amended and Restated Health Care Access Initiative Joint Powers Agreement. All (4) voted in favor.

VanDeVere requested approval of posting and advertising for the vacant Deputy Sheriff's position. Motion by VanDeVere, seconded by Drietz to approve posting and advertising of the Deputy Sheriff position. All (4) voted in favor.

Deb Vierhuf, Lincoln County Auditor-Treasurer, gave an update on the Financial Accountant Position. It has not been filled so the position will be reposted. Information only.

Vierhuf presented the Commissioner Compensation resolution and the Appointed/Elected/Non-Union salaries for increase consideration. The Board will review and discuss at the meeting on December 17, 2019. Information only.

The regular Board meeting was adjourned at 5:55 p.m.

Mic VanDeVere, Board Chair, called the Truth and Taxation public meeting to order at 6:00 p.m. Present were County Commissioners Drietz, Hamer, Vizecky and VanDeVere; County Staff Deb Vierhuf, Bruce Nielsen, Joe Wilson, Dustin Hauschild; Members of the public John Appelen, Sandra Appelen, Bruce Madsen, Sharon Madsen, and Paul Fehrman.

The Board reviewed the proposed 2020 County levy. Public discussion was held on the following topics:

- Ag property value increases and the value of different types of land
- Homestead exclusion
- The use of the increase in wind production tax
- The Broadband project

Bruce Nielsen, Lincoln County Assessor, answered the questions regarding value.

The Truth in Taxation meeting was adjourned at 6:40 p.m.

SIGNED:

ATTEST:

(SEAL)

Mic VanDeVere, 2019 Board Chair

Deb Vierhuf, County Auditor-Treasurer