

SYNOPSIS OF COUNTY BOARD MEETING

February 6, 2018

Members present: Borchert, Berg, Windschitl, Simonsen, and Potter, along with County Administrator Enter and County Attorney Hanson.

M/Windschitl, S/Berg, to accept the Minutes of 1-23-2018 and authorize publication of the Synopsis of same; carried.

M/Borchert, S/Potter, to authorize payment of General Government claims in the amount of \$283,371.26 as follows: Revenue \$217,145.54; Public Health \$6,329.55; Road and Bridge \$12,076.91; Human Services \$305.24; Park \$279.18; Ditch \$33,998.13; Landfill \$12,776.71; Forfeited Tax Fund \$460.00. In accordance with MS 375.12, the following claims exceeding \$2,000 are included in the Fund totals above:

Warrants approved on 02/06/18 for payment on 02/06/18: Berens, Rodenberg & O'Connor \$5,819.25; Blue Earth Co Finance Dept \$2,350.87; Brown Lyon Redwood Drug Task Force \$84,311; Erickson Engineering Co, Llc \$4,900; Everbridge Inc \$7,000; Heiderscheidt Digging Inc \$16,851.50; Implementation Specialists Inc \$4,050; League Of Minnesota Cities \$2,610; MCCC Mi 33 \$7,788.67; Mn Dept Of Corrections STS \$63,881.43; Mn Elevator Inc \$,7258; Redwood Co Auditor-Treasurer \$10,651.29; RT Vision Inc \$3,550; Rural Minnesota Energy Board \$2,500; Summit Food Service Llc \$9,725.21; Texas Refinery Corp \$2,337.5; Thomson Reuters - West Payment Center \$4,915.25; Watonwan Co Auditor \$2,329.32. 105 Payment less than \$2,000 \$40,541.97; Final Total: \$283,371.26; carried.

M/Potter, S/Berg, to prefer replacement of Bridge 2110 on CSAH 8 over the Minnesota River subject to receipt of Federal Off System Bridge Funds for the year 2022; carried 5-0.

M/Potter, S/Berg, and passed 5-0, to approve Resolution 2018-07 to accept the Updated Bridge Priority list for Bridge Replacement in Brown County.

M/Windschitl, S/Borchert, and passed 5-0, to approve Resolution 2018-08 supporting the use of Corridors of Commerce funding for the Completion of TH14 Projects from New Ulm to Rochester.

M/Potter, S/Windschitl, and passed 5-0, to approve Resolution 2018-09 for the TH 14 Detour Agreement for CSAH 30.

M/Potter, S/Berg, to accept the quote received from Red Rock Quarry in the amount of \$16.65/ton for an estimated 4,500 tons of seal coat aggregate for 2018 to seal coat approximately thirty (30) miles of county highway as part of normal maintenance; carried. Two additional quotes were received from SMC Sioux Rock Products and New Ulm Quartzite Quarries.

M/Potter, S/Berg, to approve the spring road restrictions for 2018 as recommended by the County Highway Engineer with the addition of CSAH 8 from TH 14 to TH 68, CSAH 10 from CSAH 27 to CSAH 29, CSAH 11 from CSAH 24 to TH 14, CSAH 24 from CSAH 11 to CSAH 13, and CSAH 24 from CSAH 16 to CSAH 8, to be posted as 10 ton; carried.

M/Windschitl, S/Simonsen, to accept and file the Highway Dept. Monthly Update for Construction Projects and Maintenance Projects; carried.

M/Borchert, S/Berg, to approve the purchase of three (3) CA-DLC-CAPR-36 Power Respiratory and Contact Protection Devices from Bio-Medical Devices Intl., Irvine, CA in the total amount of \$3,259 utilizing Public Health Preparedness Grant Funds; carried 5-0. No other quotes were received.

M/Windschitl, S/Potter, to approve the 2018 South Country Health Alliance (SCHA) Delegation Agreement between SCHA and Brown County, including Amendment to Exhibit D of 2017 Delegation Agreement; carried.

M/Windschitl, S/Potter, to accept and file the Public Health Update 02-06-2018 on: Public Health Annual Meeting; Influenza Vaccine Uptake For Brown County; Childhood Immunizations; Community Health and Wellness Coalitions and Initiatives; Mental Health and Wellness; Emergency Preparedness Communication Exercise; Radon Awareness; and Advisory Committee Meeting Minutes 10-11-2017; passed.

M/Berg, S/Potter, to approve the Amended Brown County STS Contract No. 133491 with the MnDNR which would allow STS to cut and haul firewood for the DNR from 11-15-17 through 6-30-20, and to authorize County Administrator and/or Probation Director to sign said agreement; carried.

M/Windschitl, S/Potter, to authorize the Probation Director and/or County Administrator to sign all future MN DNR non-financial contracts with Brown County Sentence-to-Serve; carried.

M/Windschitl, S/Potter, to table consideration of the purchase of two (2) workstations for the probation support staff work area subject to pursuit of quotes in addition to state contract pricing; carried.

M/Potter, S/Berg, to accept and order filed the presentation in regards to the 2018 MN Library Association (MLA) and Information and Technology Educators of MN (ITEM) Legislative Platform, and consider a resolution of support at the next County Board meeting; carried.

At 10:34 AM, Chairman Simonsen convened the public hearing for the Petition to Outlet into CD#48. The public hearing was attended by A/T Prochniak; County Engineer Stevens; Assistant Highway Engineer Lang; Bolten and Menk Engineer Shaun Luker; Ditch Viewers Mark Behrends and Chris Christianson; and five

(5) interested landowners of the ditch system. A/T Prochniak noted that the public hearing notice was published as required and that the Notice of Hearing was sent to all landowners of record. A/T Prochniak presented background information on the Petition to Outlet into CD#48. Engineer Luker presented the engineer's report and noted the adequacy of CD#48 for the outlet to convey the discharge as petitioned. Viewer Christianson presented the Viewers Report and also reported on the 12-28-2017 landowners meeting on this petition. No public testimony was received. After limited discussion, M/Potter, S/Berg, to approve the Petition dated 9-22-2017 to Outlet into CD#48 with the petitioners responsible for the petition costs; approve the one-time outlet fee as recommended by the Viewers in the amount of \$25/acre for the petitioned 259.21 benefitted acres in a total amount of \$6,480; and direct the County Attorney to prepare the Findings of Fact and Order to be considered at a following County Board meeting; passed 5-0.

M/Potter, S/Windschitl, to accept the quote received from Sondag Services LLC - Greg Sondag in the amount of \$44.60/acre each year for five (5) years for haying rights of approximately twenty-seven (27) acres located in Mound Creek County Park south of the park entrance road, the Wellner-Hageman Dam spillway, and other designated areas; carried.

M/Windschitl, S/Borchert, to authorize the County Board Chairman to sign the State of MN Board of Water and Soil Resources Block Grant Financial Reports for the 2017 Wetland Conservation Act-NRBG Grant P17-8014; 2017 Septic Treatment Systems-NRBG Grant P17-0049; 2017 Septic Treatment Systems Incentive-NRBG Grant P17-7615; 2017 Local Water Management-NRBG Grant P17-5893; and 2017 Shoreland-NRBG Grant P17-3883; carried.

At 11:15 AM, Chairman Simonsen convened the public hearing for the Petition of landowners David & Ruth Englin and Cecelia Zwaschka to outlet approximately thirty-six acres into CD#28. The public hearing was attended by A/T Prochniak; County Engineer Stevens and Assistant Engineer Lang; Bolten & Menk Engineer Shaun Luker; Ditch Viewers Mark Behrends and Chris Christianson; and thirteen (13) interested landowners of the ditch system. A/T Prochniak noted that the public hearing notice was published as required and that the Notice of Hearing was sent to all landowners of record. A/T Prochniak presented background information on the Petition to Outlet into CD#28. Engineer Luker presented the Bolten & Menk Adequacy of Outlet Report for CD#28 amended 12-29-2017 as prepared by Bill L. Helget, P.E. which noted that CD#28 has adequate capacity for the additional 36 acre watershed in the petition. Viewer Behrends presented the Viewers Report and also reported on the 12-28-2017 landowners meeting on this petition. Public testimony was received. Alphonse Mathiowetz commented on the amended Engineer's Report which noted that the thirty-six acres is not in the original ditch plan. Mr. Mathiowetz also noted concerns from the 12-29-2017 landowners meeting, with concern that ten (10) acres north of the building site may drain to CD#33. Mr. Mathiowetz stated opposition to the petition. It was noted that the petitioned 36 acres is currently not in either CD#33 or CD#28. Myron Windschitl questioned the location rate which Viewer Behrends noted is based on how the ditch benefits the individual landowner and the cost of the distance to tile to the open ditch. Mr. Windschitl also noted the amount of existing tile currently out-letting into the open ditch of CD#28 and expressed opposition to the petition. Irene Piotter noted concerns of added water to CD#28 and stated opposition to the petition. David Englin noted that the water in the petitioned thirty-six acres by elevation noted in the LiDAR maps would naturally flow to CD#28. After considerable discussion, M/Potter, S/Berg, to approve the Petition to Outlet into CD#28 with the petitioners responsible for the petition costs; approve the one-time outlet fee as recommended by the Viewers in the amount of \$100/acre for the petitioned thirty-six acres in a total amount of \$3,600 (\$2,600 for David & Ruth Englin; \$1,000 for Cecelia Zwaschka); approve the benefits of \$18,655 for the Englin twenty-six (26) acres and the benefits of \$11,515 for the Zwaschka ten (10) acres; and direct the County Attorney to prepare the Findings of Fact and Order to be considered at a following County Board meeting; passed 4-1 with Windschitl dissenting.

M/Windschitl, S/Borchert, to accept the PAC recommendation of 249 points, Grade X, assigned to the Financial Technician Position Description in the Auditor-Treasurer Dept.; and approve the posting for the open Financial Technician position according to policy; carried.

M/Potter, S/Berg, to authorize to post for four (4) Highway 2018 Summer Students at the following rates of pay: \$10.00/hr – 1st year; \$10.50/hr – 2nd year; and \$11.00/hr – 3 plus years; carried.

M/Potter, S/Simonsen, to accept the resignation of Robert Marti, PT Park Maintenance Worker, effective 1-31-2018, and authorize to post for the vacant PT Park Maintenance Worker position according to policy; carried.

M/Borchert, S/Potter, to accept the resignation Erin Kissner, FT Licensing and Adoption Social Worker in the Human Services Dept., effective 2-20-2018, and ratify the posting of the vacancy for a FT Licensing and Adoption Social Worker according to policy; carried.

M/Windschitl, S/Berg, to appoint Linda Zeig as PT Housekeeper, up to 29 hrs/week, at the Community Service Building (CSB) at the hourly rate of \$12.3816 (Grade IV, Step 10) due to direct related experience, with an anticipated start date of 2-26-2018 contingent on the results of the pre-employment screenings; carried.

M/Borchert, S/Simonsen, to accept the resignation of Verla Manson, Home Health Aide/Homemaker in the Public Health Dept., effective 2-28-2018; and authorize to post the vacancy for a Home Health Aide/Homemaker according to policy; carried.

M/Windschitl, S/Berg, to accept the quote of \$10,356 from Heymann Construction Company to construct two (2) wall openings in the third floor Court Administration office and vault as part of the Safe & Secure Courthouse Initiative Grant that received final County Board approval on 11-21-2017; passed. One other quote was received from Farasyn Construction.

M/Windschitl, S/Berg, to accept the quote of: 1) \$4,582 for door installation; 2) \$10,679 plus freight for security window installation; and 3) \$8,107 for fire shutter installation; totaling \$23,368 from Nosbush Glass Company related to the Safe & Secure Courthouse Initiative Grant that received final County Board approval on 11-21-2017; passed. A second quote was pursued but was unable to be obtained.

Correspondence C-1 thru C-10 were accepted and filed. Borchert reported on the South Central Emergency Medical Services, the MRCI meeting on 1-29-2018, the MN Voices Marching Forward meeting on 1-29-2018, MN Housing Partnership meeting on 1-29-2018, MN DOT meeting on 2-1-2018 on the Highway 14 Project, and the Employee Recognition Committee meeting on 2-2-2018; Windschitl reported on the South Country Health Alliance meeting on 2-1-2018 and on the MN Voices Marching Forward meeting on 1-29-2018.

M/Windschitl, S/Borchert, to suspend the rules to consider a motion to revisit the MN Dept. of Agriculture water testing program. The motion to suspend the rules failed on a roll-call vote of 2-3, with Berg, Potter, and Simonsen dissenting.

Simonsen reported on the Watonwan River One Watershed One Plan meeting on 1-31-2018 and on the Underage Substance Abuse Coalition meeting on 1-30-2018; Potter reported on the Rural MN Energy Board, the Highway Committee meeting, CD#28 meeting, and on AREA II/RCRCA meetings on 2-1-2018.

At 1:17 PM, Calendars were coordinated for the next two week period.

There being no further business, Chairman Simonsen declared the Meeting adjourned at 1:23 PM.

The Official Minutes of the Regular Meeting of 2-6-2018 are on file in the County Administrator's Office and may be viewed during normal business hours, M-F, 8AM-4:30PM. Correspondence and requests for additional information may be directed to the County Administrator's E-Mail Address: cntyadmn@co.brown.mn.us Home Page Address: www.co.brown.mn.us