

January 8, 2019

Pipestone County Commissioner Meeting
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The Pipestone County Board of Commissioners met with Commissioners Chris Hollingsworth, Luke Johnson, Bruce Kooiman, Les Nath, and Dan Wildermuth for the Annual Organizational Meeting. County Administrator Steve Ewing also present. Ewing called the meeting to order at 9:00 AM with the Pledge of Allegiance to the Flag.

ELECTED OFFICIAL OATH OF OFFICE

Court Administrator Denise Brandel administered the Oath of Office to the following newly elected officials: Auditor/Treasurer Tyler Reisch, Recorder Mary Ann De Groot, Attorney Damain Sandy, Commissioner Les Nath, and Commissioner Dan Wildermuth. Sheriff Keith Vreeman was absent and will take his oath on a different date. Court Administrator Denise Brandel provided Certificates of Election to the newly elected officials.

ELECTION OF BOARD CHAIR

County Administrator Steve Ewing called for nominations for Chair. Motion by Kooiman, seconded by Wildermuth to nominate Commissioner Hollingsworth as the 2019 Board Chair. Administrator Ewing called for further nominations. Hearing none, motion by Johnson, seconded by Nath to cease nominations and cast unanimous ballot for Commissioner Hollingsworth for Board Chair. Motion carried unanimously.

Commissioner Hollingsworth assumed duties as Chair and presided over the meeting.

Motion by Nath, seconded by Wildermuth to nominate Commissioner Kooiman as the 2019 Board Vice-Chair. Chairman Hollingsworth called for further nominations. Hearing none, motion by Wildermuth, seconded by Johnson to cease nominations and cast unanimous ballot for Commissioner Kooiman for Board Vice-Chair. Motion carried unanimously.

AGENDA

Motion by Kooiman, seconded by Johnson to approve the agenda. Motion carried unanimously.

RULES OF PROCEDURE - RESOLUTION 59-01-19

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Motion by Nath, seconded by Wildermuth to adopt Resolution 59-01-19 that establishes the 2019 Rules of Procedure for meetings of the Pipestone County Board of Commissioners.

Motion carried unanimously.

PER DIEM SETTING RESOLUTION 59-02-19

Motion by Johnson, seconded by Nath to approve Resolution 59-02-19 which establishes a schedule of per diem payments for services by individual County Commissioners and establish rules and regulations for uniformity in the payment of per diem in the performance of their official duties as members of the County Board as allowed by Minnesota Statute M.S. 375.

Motion carried unanimously.

AUDITOR WARRANT AUTHORIZATION – RESOLUTION 59-03-19

Motion by Kooiman, seconded by Wildermuth to adopt Resolution 59-03-19 authorizing the County Auditor to issue checks for payment of county expenses as listed in the Resolution for 2019. Motion carried unanimously.

DESIGNATED PUBLIC DEPOSITORIES – RESOLUTION 59-05-19

Motion by Wildermuth, seconded by Nath to adopt Resolution 59-05-19 that approves the 2019 designated depositories of the public funds of Pipestone County. Motion carried unanimously.

WORKERS' COMPENSATION ELECTED OFFICIAL RECOGNITION – RESOLUTION 59-04-19

Motion by Kooiman, seconded by Johnson to adopt Resolution 59-04-19 recognizing that all officers of Pipestone County elected or appointed to a regular term of office shall be included in the definition of “employee” as defined in Minn. Stat. 176.011, subd. 9 for purposes of coverage under the Workers’ Compensation Laws of Minnesota. Motion carried unanimously.

DESIGNATION OF OFFICIAL NEWSPAPER 2019 – RESOLUTION 59-07-19

Motion by Wildermuth, seconded by Nath to adopt Resolution 59-07-19 establishing the Pipestone County Star as the official legal newspaper for 2019 and the Edgerton Enterprise as the second newspaper. Motion carried unanimously.

COMMISSIONER MEETING DATE/TIME/LOCATION

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Motion by Johnson, seconded by Kooiman to set the 2019 Board meeting dates and times as follows:

1st Tuesday 9:00 AM – County Board at Courthouse Commissioners Room

2nd Tuesday 9:00 AM – County Board at Courthouse Commissioners Room

3rd Tuesday 9:00 AM – Hospital Board at Education Room (Lower Level Medical Center Building)

4th Tuesday 9:00 AM – County Board at Courthouse Commissioners Room

Motion carried unanimously.

ELECTED OFFICIAL MINIMUM SALARY RESOLUTION 59-06-19

Motion by Johnson, seconded by Nath to set the following annual minimum salary to be paid the elected official for the term next following:

MN Statutes 384.151/385.373	County Auditor-Treasurer	\$24,000
MN Statutes 388.18	County Attorney	\$16,000
MN Statutes 386.015	County Recorder	\$24,000
MN Statues 387.20	County Sheriff	\$24,000

Motion carried unanimously.

2019 BOARD OF EQUALIZATION

Motion by Wildermuth, seconded by Kooiman to set the 2019 Board of Equalization meeting date for Monday June 17, 2019 at 7:00 PM in the Pipestone County Commissioners Room. Motion carried unanimously.

COMMITTEE ASSIGNMENTS

Commissioners reviewed the 2019 Committee Assignments.

Motion by Hollingsworth, seconded by Kooiman to appoint Cary Alderson to the Planning and Zoning Board. Motion carried unanimously.

Motion by Johnson, seconded by Kooiman to approve the 2019 Committee Assignments. Motion carried unanimously. A complete list of committee assignments can be found on Pipestone County's website, www.pipestone-county.com

AMC COMMITTEE APPOINTMENTS 2019

Motion by Johnson, seconded by Wildermuth to approve the Association of Minnesota Counties (AMC) Committee Appointments for 2019. Motion carried unanimously.

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TRANSPORTATION PROJECTS WEBSITE PUBLICATION

Motion by Nath, seconded by Johnson to approve as per Minn. Statute § 311A.12 Subd. 2, that allows a county to use its web-site or recognized industry trade journals as an alternative to disseminate solicitations of bids, requests for information and requests for proposals and that the County of Pipestone may use the Pipestone County website, www.pipestone-county.com , as an alternative means to disseminate solicitations of bids, requests for information, and requests for proposals for transportation related construction and maintenance projects and that after designating publication on the Web site for transportation projects, the political subdivision must publish, in a qualified newspaper in the jurisdiction and on the Web site, notice that the political subdivision will publish any advertisements for bids on its Web site. Motion carried unanimously.

REVIEW OF 2019 FEE SCHEDULE

County Administrator Steve Ewing discussed potential changes to the fee schedule. Consensus of the board to discuss at a future meeting after gathering recommendations from department heads.

CONSENT AGENDA

Motion by Kooiman, seconded by Nath to approve the consent agenda as follows:

1. Approve Minutes of January 2, 2019 Commissioner Meeting
2. Auditor Warrants 01/04/19
3. Commissioner Warrants in the amount of \$966,563.87
4. Hospital Warrants in the amount of \$302,305.52
5. Treasurers Report December 2018

Motion carried unanimously.

As per Minnesota Statute 375.12 the following Commissioner Warrants information is presented:

Vendor Name	Amount Paid
MACQUEEN EQUIPMENT GROUP	\$ 215,382.00
NORTHLAND TRUST SERVICES INC	\$ 204,438.75
MN COUNTIES INTERGOVERNMENTAL TRUST	\$ 189,848.00
TOWMASTER	\$ 99,141.00
REGENTS OF THE UNIVERSITY OF MINNESOTA	\$ 29,644.38
MN DEPT OF CORRECTIONS	\$ 25,835.82
LAW ENFORCEMENT TECHNOLOGY GROUP	
LLC	\$ 19,392.24
MEINDERS COMMUNITY LIBRARY	\$ 13,945.80
VAN DYKE SANITATION INC	\$ 12,375.08
PIPESTONE COUNTY MEDICAL CENTER	\$ 10,591.57
JER'S ELECTRIC INC.	\$ 9,505.97

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EDGERTON PUBLIC LIBRARY	\$ 9,297.20
PIPESTONE COUNTY HIGHWAY DEPARTMENT	\$ 8,219.50
ASSN OF MN COUNTIES	\$ 7,722.00
SIGLER FIRE EQUIPMENT COMPANY	\$ 6,804.00
SOUTHWEST REGIONAL DEVELOPMENT COMM	\$ 6,336.00
ONSOLVE LLC	\$ 6,200.00
NORTH IOWA K-9	\$ 6,000.00
H&L MESABI	\$ 4,627.10
BOLTON & MENK INC	\$ 4,221.59
MN COUNTIES COMPUTER COOPERATIVE	\$ 4,087.00
ERICKSON ENGINEERING CO INC	\$ 2,920.00
PIPESTONE SOIL & WATER CONS DIST	\$ 2,563.63
RURAL MINNESOTA ENERGY BOARD	\$ 2,500.00
NOBLES COUNTY AUDITOR TREASURER	\$ 2,460.00
MN COUNTY ATTORNEYS ASSN	\$ 2,273.00
HEAT TACTICALTEAM	\$ 2,195.00
TRANSMEDIC BILLING	\$ 2,170.36
COMMISSIONER OF TRANSPORTATION	\$ 2,094.83

Warrants over \$2,000	\$ 912,791.82
Number of Claims under \$2,000	180
Warrants under \$2,000	\$ 53,772.05
Total	<u>\$ 966,563.87</u>

KYLE KRIER – ENVIRONMENTAL ADMINISTRATOR

Environmental Administrator Kyle Krier joined the meeting to present information on two conditional use permits for the Lake Benton II wind tower project. The two conditional use permits are to construct a temporary Laydown Yard and to construct an operations and maintenance building on land owned by Adam LaBrune located in the NE ¼ of Aetna Township, Section 28. The Planning Commission held a meeting on December 17, 2018 and recommends approval as presented.

Dannel Herzig of NextERA Energy gave a presentation on the Lake Benton Wind II repower project.

Chairman Hollingsworth opened up the meeting to public comment. An attorney representing David Kallemeyn expressed concerns about road access, drainage, runoff, and increased traffic. Mr. Kallemeyn would like to see a civil consultant investigate the state of the roads and a pollution prevention plan. Their request is to send this back to the Planning Commission for an additional public hearing after some of these issues have been reviewed.

Dannel Herzig of NextERA addressed some of the concerns regarding decommissioning the towers.

No further public comment was received.

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Motion by Wildermuth, seconded by Johnson to approve both conditional use permit applications for the construction of a temporary Laydown Yard and an operations and maintenance building on land owned by Adam LaBrune located in the NE ¼ of Aetna Township, Section 28. Motion carried unanimously.

RECYCLING UPDATE

Environmental Administrator Kyle Krier and Norm Van Dyke gave an update on the single-stream recycling that was implemented in December of 2018. Some containers are still being delivered. Van Dyke stated that things are going well, and recycling rates are increasing. Administrator Krier and Van Dyke asked the Board if they are interested in allowing residents to purchase recycling totes for their own use. Consensus of the Board was to not allow purchase of containers by rural residents. Consensus of the Board to allow Krier to determine if someone right outside of city limits on the pickup route can be added to the recycling list.

L & O POWER COOPERATIVE TRANSMISSION LINE PROJECT

Curt Dieren of L & O Power Cooperative joined the meeting. Environmental Administrator Kyle Krier stated that L & O Power Cooperative will be pursuing approval to construct approximately 7 miles of 115 kilovolt (kV) transmission line that will replace the existing transmission line connecting the Pipestone and Holland substations. L & O indicated in lieu of pursuing permitting with the Minnesota Public Utilities Commission, they would like to pursue permitting by a local unit of government. Pipestone County is the local government unit with jurisdiction to permit the proposed project per Minnesota Statute 216E.05, subd. 1(b). Consensus of the board to allow L & O Power Cooperative to continue to pursue conditional use permits through the Pipestone County Environmental Office.

CSAH 25 RIGHT OF WAY

County Engineer Nick Bergman requested approval to purchase right of way for a future CSAH 25 construction project. Bergman stated that they would be pursuing obtaining right-of-way of ¼ mile initially for the L & O power transmission line project. The board has the option to purchase right of way for the rest of the stretch for a future road project, which is an additional one mile. Motion by Johnson, seconded by Nath to purchase right-of-way for the entire 1 ¼ mile stretch of CSAH 25 from Highway 23 to state Highway 30. Yeas: Hollingsworth, Johnson, Kooiman, Nath. Nay: Wildermuth. Motion carried.

ANIMALS AT LARGE ISSUE

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County Attorney Damain Sandy joined the meeting and advised the board that they have the authority to enact a countywide ordinance that would deal with the issue of livestock running loose. The ordinance would state that if you are going to maintain animals, you are required to maintain fences. If you had a landowner with multiple infractions, they could be charged with a misdemeanor. The current law states that animals could be impounded by the County or by a neighbor. The feasibility and liability of impounding livestock was discussed. Consensus of the board to direct Environmental Administrator Kyle Krier to obtain sample language for animals at large ordinances in other counties and bring back to the board for discussion at a future meeting.

LEGAL SERVICES CONTRACTS - CHIPS

County Administrator Steve Ewing requested approval of two legal services contracts: one between Pipestone County and Amie Ascheman, Attorney at the firm of Runchey, Louwagie and Wellman and one between Pipestone County and Kayla Johnson, Attorney at the firm of Smith and Johnson in which the County will pay each attorney \$1,250 per month for up to 20 hours per month of services rendered, and a rate of \$90.00 per hour for hours in excess of 20 hours per month. In exchange each attorney shall provide legal representation for any party in a Pipestone County Child in Need of Protection or Services (CHIPS) case. Motion by Nath, seconded by Wildermuth to approve the two contracts between Pipestone County and Attorney Ascheman and Attorney Johnson for them to provide legal representation for any party in a Pipestone County Child in Need of Protection or Services (CHIPS) case at the aforementioned rates, effective January 1, 2019 through December 31, 2019. Motion carried unanimously.

MOVIE THEATER UPDATE

Auditor Tyler Reisch and Building and Grounds Maintenance Supervisor Wayne Drew joined the meeting to provide an update on the status of the work at the tax-forfeited movie theater parcel in the City of Pipestone. There are some issues with the location of the gas line and meter and in order for the meter to be moved, Centerpoint Energy's cost would double to the private owner of the adjacent building. Consensus of the board to move forward with the removal of the roof, with work to be done by Double D Gravel, and have Auditor Reisch contact County Attorney Damain Sandy about the gas meter issues with Centerpoint Energy.

OFFICE PROFESSIONAL PLUS SOFTWARE

Information Technology Director Bill Folger requested approval to purchase a licensing upgrade for forty-eight (48) Office Professional Plus in order to stay in compliance with the

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County's Microsoft Select Agreement. The quote received off the State of Minnesota contract is from the company SHI at a purchase price of \$17,520.00. Motion by Wildermuth, seconded by Nath to approve the purchase of a licensing upgrade for forty-eight (48) Office Professional Plus off the State contract from SHI at a cost of \$17,520.00. Motion carried unanimously.

PERSONNEL

County Administrator Steve Ewing requested approval to extend the Voluntary Reduction in Hours Policy for two additional years. Motion by Kooiman, seconded by Johnson to extend the Voluntary Reduction in Hours policy through the end of 2020. Motion carried unanimously.

Motion by Nath, seconded by Wildermuth to designate Human Resources Coordinator Cathy Feste as the Passport Manager effective immediately. Motion carried unanimously.

County Administrator Steve Ewing requested approval of a one-time carryover of 59 hours of compensatory time for Jail Administrator Ed Scholten as he exceeded the maximum hours allowed per policy. Motion by Wildermuth, seconded by Johnson to approve the one-time carryover of 59 hours of compensatory time from 2018 to 2019. Motion carried unanimously.

Motion by Nath, seconded by Wildermuth to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 11:48a.m.

Chris Hollingsworth
Pipestone County Board Chairman

ATTEST:

Steven Ewing
County Administrator

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