

**SPECIAL SESSION OF THE MOWER COUNTY
ANNUAL MEETING OF THE BOARD OF COMMISSIONERS**

January 2, 2018

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session January 2, 2018 at 1:05 p.m. at the Government Center in Austin, Minnesota.

All members present, viz: Tim Gabrielson
 Mike Ankeny
 Tony Bennett
 Jerry Reinartz, Chair
 Polly Glynn
 Craig Oscarson, County Coordinator

Craig Oscarson, Clerk of the County Board, took nominations for Chairperson for 2018.

Motion made by Commissioner Gabrielson, seconded by Commissioner Glynn, to nominate Commissioner Reinartz as 2018 Chairperson. The Clerk asked for further nominations three times and hearing none the unanimous vote was cast. Motion carried.

The newly elected chair took nominations for Vice-Chairperson.

Motion made by Commissioner Glynn, seconded by Commissioner Ankeny, to nominate Commissioner Bennett as 2018 Vice-Chairperson. The Chair asked for further nominations three times and hearing none the unanimous vote was cast. Motion carried.

The Chair made the following 2018 Committee appointments:

Committee	Commissioner(s)
Finance & Purchasing	Glynn / Bennett
Personnel	Reinartz / Gabrielson
Buildings & Grounds	Ankeny / Gabrielson
Solid Waste	Ankeny / Bennett
Planning	Bennett / Ankeny (alt.)
County Extension	Reinartz / Glynn
Austin Library Board (no vote)	Gabrielson
City/County Joint Issues (quarterly meeting)	Reinartz / Bennett
Community Health Services	Reinartz / Gabrielson
County Board of Health	All Commissioners
Court System	Gabrielson
EMS Joint Powers Board	Gabrielson
Family Connections	Glynn / Ankeny
Historical Society Strategic Planning	Ankeny
Interstate Trail Committee	Reinartz
Law Library	Glynn

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

LEC Advisory Committee	Gabrielson / Glynn
One Watershed / One Plan Board	Glynn / Ankeny (alt.)
RC & D	Gabrielson
Regional Housing	Bennett / Ankeny
Road & Bridge Committee	All Commissioners
Rural Energy Task Force	Gabrielson
Safety Committee	Reinartz
SCHSAC	Kocer / Reinartz
SE MN Regional Radio Board	Gabrielson / Reinartz
SEMCAAC	Glynn
SEMREX Joint Powers Board	Ankeny
Siebel Visitation Center Advisory Board	Ankeny
SMART Transit Advisory Committee	Bennett
SWCD Board (no vote)	Glynn
Water Quality Joint Powers Board	Ankeny / Gabrielson
Work Force Development	Bennett

Motion made by Commissioner Ankeny, seconded by Commissioner Gabrielson, to approve the agenda with changes as follows: 1) General Business -- #14 moved to Personnel and delete Commissioner minimum salaries from the list and 2) add motion to make appointments to Personnel Board of Appeals. Motion carried.

Commissioner Ankeny on behalf of the Personnel Committee reported that the Personnel Committee had reviewed the current salaries and grades of elected officials in setting the 2019 minimum salaries for elected officials. The Committee recommended the following minimum salaries: County Recorder – \$57,471.02; County Auditor/Treasurer – \$58,106.05; County Sheriff – \$72,966.40 and County Attorney - \$80,715.02– minimum salaries.

Date: January 2, 2018

Res. #01-18

RESOLUTION

On motion of Commissioner Ankeny, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

BE IT RESOLVED THAT; the minimum salaries for elected officials for Mower County be set as follows for 2019:

- 1) County Recorder\$57,471.02
- 2) County Auditor-Treasurer.....\$58,106.05
- 3) County Sheriff.....\$72,966.40
- 4) County Attorney.....\$80,715.02

BE IT FURTHER RESOLVED, that said salaries are set in a manner to be consistent with other Mower County employees and their pay equity evaluation system.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Commissioner Ankeny reported to the Board that the Personnel Committee recommends the following appointments be made to the Personnel Board of Appeals:

- Celeste Ruble – to serve until 12-31-2020
- Kimberly Klingfus – to serve until 12-31-2019
- Randy South – to serve until 12-31-2018

Motion made by Commissioner Ankeny, seconded by Commissioner Glynn to appoint to the Personnel Board of Appeals the following persons for the terms indicated:

- Randy South for a term effective 1-1-2018 through 12-31-2018
- Kimberly Klingfus for a term effective 1-1-2018 through 12-31-2019
- Celese Ruble for a term effective 1-1-2018 through 12-31-2020

Motion carried.

A Public Hearing was held in regard to CUP #859 of Michael J. & Shirley D. Adams, landowners and petitioners, to subdivide, without platting, by exemption, parcel 05.034.0011 and part of parcel 05.034.0012 all portions located in the Freeway Interchange Management District in Section 34, Dexter Township.

Angie Lipelt, Environmental Services Director, reviewed the permit and Planning Commission recommendations.

The Petitioner was represented by legal counsel, Marty Helle, who spoke on behalf of the landowners. He indicated that the Adams' are willing to comply with the conditions as required. No other person spoke for or against CUP #859.

Date: January 2, 2018

Res. #02-18

RESOLUTION

On motion of Commissioner Ankeny, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

WHEREAS, The Mower County Planning Commission having presented to the Mower County Board of Commissioners, CUP #859 of Michael J. & Shirley D. Adams, land owners and petitioners, and to be issued pursuant to the Mower County Zoning Regulations for:

to request subdivision, without platting, by exemption, parcels now identified as PIN 05.034.0011 & (part of) 05.034.0012. All portions of this subdivision are located in the Freeway Interchange Management District (FI).

Location: on a 11.06 acre parcel, located in Section 34, Dexter Township (T102N-R16W), Mower County, Minnesota on a parcel identified per tax records as 05.034.0011; and

WHEREAS, Notice having been duly given, a public hearing was held on the matter on December 26, 2017, at 7:00 p.m. in the Mower County Government Center, Board Room before the Mower County Planning Commission, on said petition;

WHEREAS, Notice having been duly given, a public hearing was held on January 2, 2018 before the Mower County Board of Commissioners, on said petition.

NOW, THEREFORE, BE IT RESOLVED, that the Mower County Board has reviewed, accepts and adopts the findings of fact of the Mower County Planning Commission in the five required areas, which is hereby adopted by reference and kept on file in the Office of Environmental Services; and

BE IT FURTHER RESOLVED, that said petition is hereby Approved, as recommended by the Mower County Planning Commission with conditions as follows:

1. Applicant shall follow all state and federal and local regulations regarding use of the property; and
2. A Zoning Permit must be obtained prior to construction of any structure; and
3. The Owner/Applicant shall keep the site in a neat, orderly and aesthetically pleasing condition; and
4. Survey of the properties shall be required in lieu of platting and shall be recorded with the Deed in the Office of the Mower County Recorder; and
5. Any further subdivision of this piece of property (the property located within the Freeway Interchange Management District and legally described by this CUP permit) shall be by plat; and
6. This permit is based upon representation given by the applicant during the hearing process and any misrepresentation presented in this process may be grounds for revoking the permit.

This permit is in accordance with Article II Platting Procedures, Division 15 Modifications and Exemptions, Section 13-129 relief from platting of the Subdivision of Land Ordinance and Article I Division 6 (Conditional Use Permits) of the Mower County Zoning Ordinance (effective date 01/01/2003).

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

A Public Hearing was held in regard to a request of Scott Hamand and James & Sheryal Rubin, landowners, to rezone parcels 06.008.0022, 06.008.0021 and 06.008.0025 from "B" Business to "A" Agricultural located in Section 14, Frankford Township.

Angie Lipelt, Environmental Services Director, reviewed the permit and Planning Commission recommendations.

No one spoke for or against rezoning the parcels.

Date: January 2, 2018

Ord. #01-18

ORDINANCE
Rezone

On motion of Commissioner Glynn, seconded by Commissioner Bennett, the following Ordinance was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

WHEREAS, a public notice was published in the Mower County's official newspaper, the Austin Daily Herald on December 11, 2017.

WHEREAS, notices were made by first class mail to the adjoining landowners in accordance with the Mower County Zoning Ordinance on December 14, 2017. An official list is kept on file in the office of the Environmental Services; and

WHEREAS, a public hearing was completed on the matter on December 26, 2017 at 7:00 p.m. in the Mower County Government Center, Board Room before the Mower County Planning Commission, on said petition;

WHEREAS, notice having been duly given, a public hearing was held on January 2, 2018 before the Mower County Board of Commissioners, on said petition.

WHEREAS at the public hearings any concerned citizen was given an opportunity to speak on the matter, and

WHEREAS, the Mower County Planning Commission recommended by a majority vote to rezone parcels 06.008.0022, 06.008.0021 and 06.008.0025.

BE IT ORDAINED that the Mower County Zoning Map be changed to reflect the rezoning of parcels 06.008.0022, 06.008.0021 and 06.008.0025 from "B" Business to "A" Agricultural.

BE IT FURTHER ORDAINED that this ordinance is effective upon publication.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

A Public Hearing was held in regard to a request of Troy Cunningham, landowner, to rezone parcel 08.026.0120 from "R-1" Residential to "B" Business District located in Section 26, Lansing Township.

Angie Lipelt, Environmental Services Director, reviewed the permit and Planning Commission recommendations.

The Petitioner was not present. One person spoke in favor of rezoning the parcel and no one spoke against.

Date: January 2, 2018

Ord. #02-18

ORDINANCE
Rezone

On motion of Commissioner Gabrielson, seconded by Commissioner Ankeny, the following Ordinance was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

WHEREAS, a public notice was published in the Mower County's official newspaper, the Austin Daily Herald on December 11, 2017.

WHEREAS, notices were made by first class mail to the adjoining landowners in accordance with the Mower County Zoning Ordinance on December 13, 2017. An official list is kept on file in the office of the Environmental Services; and

WHEREAS, a public hearing was completed on the matter on December 26, 2017 at 7:00 p.m. in the Mower County Government Center, Board Room before the Mower County Planning Commission, on said petition;

WHEREAS, notice having been duly given, a public hearing was held on January 2, 2018 before the Mower County Board of Commissioners, on said petition.

WHEREAS at the public hearings any concerned citizen was given an opportunity to speak on the matter, and

WHEREAS, the Mower County Planning Commission recommended by a majority vote to rezone parcel 08.026.0120.

BE IT ORDAINED that the Mower County Zoning Map be changed to reflect the rezoning of parcel 08.026.0120 from "R-1" Residential to "B" Business District.

BE IT FURTHER ORDAINED that this ordinance is effective upon publication.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Ankeny, seconded by Commissioner Glynn, to approve the minutes of December 7, 2017 and December 7, 2017 Annual Budget and Levy Public Hearing, as well as the minutes of December 19, 2017 and December 26, 2017 subject to final review by the chair. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Glynn, to approve the following Commissioner warrants for payment:

<u>Vendor Name</u>	<u>Amount</u>	<u>Vendor Name</u>	<u>Amount</u>
Andersen, Inc./Earl F.	3,140.00	Cliftonlarsonallen	5,831.20
Austin Utilities	5,597.36	Dave Lucas Consulting	2,861.04
Axon Enterprise, Inc	2,696.10	Donnelly Law Firm/Daniel	2,630.91
Baudoin Oil Company	19,803.38	Law Enforcement Technology Group LLC	56,336.29
Bruening Rock Products Inc	7,448.52	Office Of Mn It Services	2,222.12
Chosen Valley Testing, Inc	4,680.00	44 Payments less than 2000	23,412.95
		Final Total:	136,659.87

Motion carried.

Date: January 2, 2018

Res. #03-18

RESOLUTION

On motion of Commissioner Glynn, seconded by Commissioner Bennett, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

BE IT RESOLVED, that the County Auditor-Treasurer be authorized to make the following expenditures from the County General Revenue Funds. Payment in full to be made for all appropriations under \$5,000.00. All appropriations over \$5,000.00 to be disbursed quarterly.

CATEGORY:

HUMAN SERVICES

SEMCAC	\$3,000.00
Lyle Senior Citizens.....	\$600.00
LeRoy Senior Citizens	\$600.00
Brownsdale Seniors	\$600.00
Sargeant Seniors.....	\$600.00
Mower County Senior Citizens.....	\$11,000.00
Mower County Senior Citizens -- Chore	\$36,000.00

ENVIRONMENT & HOUSING

Mower County Soil & Water	\$146,998.00
Historical Society	\$55,265.00

ECONOMIC DEVELOPMENT

SEMN Initiative Fund.....	\$1,000.00
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CULTURE & RECREATION

Southern Minnesota Tourism.....	\$500.00
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Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Ankeny, seconded by Commissioner Gabrielson, to allocate the fairgrounds minor repair fund as follows for 2018 and to authorize full distribution of the 2018 amounts.

Ag Society	50%	\$ 15,000
Historical Society	35%	10,500
4-H	15%	<u>4,500</u>
	TOTAL	\$30,000

Motion carried.

Date: January 2, 2018

Res. #04-18

RESOLUTION

On motion of Commissioner Bennett, seconded by Commissioner Gabrielson, the following Resolution was unanimously passed and adopted at a meeting held January 2, 2018 at the Government Center in Austin, Minnesota.

BE IT RESOLVED, by the Board of County Commissioners of Mower County, Minnesota to appoint the following persons as Mower County Delegates to the Association of Minnesota Counties for 2018: Commissioner Jerry Reinartz, Commissioner Polly Glynn, Commissioner Tim Gabrielson, Commissioner Tony Bennett, Commissioner Mike Ankeny, County Coordinator Craig Oscarson, and two staff delegates to be determined at a later date.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to approve the 2018 Countywide Fee Schedule on file in the office of the County Coordinator. Motion carried. (*same as 2017*)

The Board received the following quotes for 2018 legal newspaper:

Austin Daily Herald	\$4.19 per column inch
LeRoy Independent/Grand Meadow	\$4.00 per column inch

Date: January 2, 2018

Res. #05-18

RESOLUTION

On motion of Commissioner Gabrielson, seconded by Commissioner Glynn, the

following Resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

BE IT RESOLVED, based on the low quote and being in the best interest of the public, that the award go to the “*Austin Daily Herald*”, a daily newspaper, with general circulation in Mower County, as the newspaper in which the notice and list of real estate remaining delinquent on the first business day in January 2018, the Financial Statement of the year 2017 and the proceedings of the County Board of said County for the year 2018 shall be published and the same is hereby accepted as per quote of \$4.19 per column inch.

BE IT FURTHER RESOLVED, that the LeRoy Independent, a weekly newspaper, with publications in both the “*Meadow Area Shopper*” and the “*LeRoy Independent*” be awarded as the secondary county newspaper with a quote of \$4.00 per column inch in which the proceedings of the annual meeting, the County Board of Equalization and 2017 Financial Statement shall be published.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: January 2, 2018

Res. #06-18

RESOLUTION

On motion of Commissioner Bennett, seconded by Commissioner Ankeny, the following Resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota 55912.

BE IT RESOLVED that pursuant to M.S. Chapter 375.34 & 375.35, the sum of up to \$300.00 to be paid to each recognized military organization or society including their auxiliary, with a maximum of \$600.00 per post, and the same is hereby appropriated out of the General Revenue Fund of Mower County to each of the recognized Military Persons' Organizations or Societies filing bills showing expenses in this amount, for the purpose of Memorial Day Exercises and the County Auditor/Treasurer is expected to draw his warrant for the amount shown on the itemized bill not to exceed \$300.00.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: January 2, 2018

Res. #07-18

RESOLUTION

On motion of Commissioner Bennett, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

BE IT RESOLVED That the County Auditor-Treasurer be allowed to pay various incidental expenses, refunds, state agency payments, tax apportionments and Board approved appropriations. Items paid by auditor warrant include: utilities; telephone; requests by a Judge for immediate payment; postage; license fees; tax overpayments; employee benefits; credit card payments, when necessary to avoid late penalties and charges and costs associated with travel and conferences when pre-payment is required. All claims for reimbursement must be submitted to the County Auditor-Treasurer within six (6) months of occurrence in order to qualify for payment.

BE IT FURTHER RESOLVED, that the County Auditor-Treasurer be allowed to pay the food contract, partial contract payments and claims for payment from foster care, guardianship and placement care providers. An auditor warrant may be issued provided a signed legal contract is on file, the department head supervising the contract has approved the payment for work completed and that the payment is not a final payment on a contract.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: January 2, 2018

Res. #08-18

RESOLUTION

On motion of Commissioner Gabrielson, seconded by Commissioner Bennett, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

WHEREAS, Mower County receives and disburses public funds and shall deposit such funds in a commercial bank, savings association, trust company, credit union or other financial institution as defined by law in Minnesota Statutes 118A.01;

WHEREAS, Mower County will designate as a depository of its funds one or more financial institutions per MS 118A.02;

WHEREAS, the following financial institutions are designated depositories for 2018:

- United Farmers State Bank -- Adams and Elkton
- First Farmers and Merchants -- Austin, Brownsdale and Grand Meadow
- US Bank
- Home Federal Savings Bank
- Mower County Employees Credit Union
- Minnesota Association of Government Investing for Counties /PFM Asset Management LLC
- Morgan Stanley, formerly known as Smith Barney
- UBS
- Northland Securities
- Raymond James

BE IT RESOLVED THAT, the Mower County Board of Commissioners adopt and designate the listed financial institutions in this resolution as depositories of public funds for the year 2018.

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: January 2, 2018

Res. #09-18

RESOLUTION

On motion of Commissioner Ankeny, seconded by Commissioner Glynn, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held January 2, 2018 at the Government Center, Austin, Minnesota.

BE IT RESOLVED; That Dr. Vijay Chawla, M.D., be appointed as Mower County Health Officer for the year 2018;

Passed and approved this 2nd day of January, 2018.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Gabrielson, seconded by Commissioner Glynn, to approve The Association of Minnesota Counties 2018 policy committee appointments as follows:

- Commissioner Gabrielson – Environment & Natural Resources
- Commissioner Ankeny -- Public Safety
- Commissioner Bennett -- General Government
- Commissioner Glynn -- Health & Human Services
- Commissioner Reinartz –Transportation & Infrastructure

Motion carried.

Motion made by Commissioner Bennett, seconded by Commissioner Glynn, to set the County Board of Review & Equalization for June 11, 2018 at 6:00 p.m. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Bennett, to adjourn the meeting at 1:49 p.m. Motion carried. The next meeting is scheduled for January 9, 2018 at 8:30 a.m.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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