

Yellow Medicine County Board Meeting Minutes
February 9, 2016

Chairman John Berends called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.m. with Commissioners Ron Antony, Greg Renneke, Gary Johnson, Louis Sherlin and John Berends present. Also present were County Administrator Peg Heglund, County Attorney Keith Helgeson, Finance and Administration Deputy Ashley Soine and Granite Falls Advocate Tribune reporter Scott Tedrick.

Pledge of Allegiance

Approve Agenda 02-09-16-01 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the agenda with the following addition: add Crew Foreman discussion to the Regular Agenda. Motion carried with all voting in favor.

Consent Agenda 02-09-16-02 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the consent agenda items as follows: January 26, 2016 County Board meeting minutes; Neighbors United Food Shelf donation request in the amount of \$6,000; purchase of 2016 Ford Utility Police Interceptor AWD for Sheriff's Department from Nelson Auto Center in the amount of \$27,154.95. Motion carried with all voting in favor.

Citizen Comments None

Commissioners' Report Commissioner Antony reported on Chemical Health Coalition, 6W Community Corrections and Radio Board. Commissioner Renneke reported on citizen complaints. Commissioner Berends reported on Southern Prairie Healthcare, Safety Meeting, Nurse Family Partnership and meeting with Administrator Heglund. Commissioner Sherlin reported Area II/RCRCA and phone call with the Fair Board President. Commissioner Johnson reported on RDC, EDA presentation, Wellness Committee presentation, Safe Communities, 6W Community Corrections and meeting with Administrator Heglund.

Administrator Heglund reported on Tribal Sales Tax, Lincoln Pipestone Rural Water, Hanley Falls Museum annual event, Safety Committee, Canby and Granite Falls MNSCU campuses under consideration for Human Resource Service Center for the state, MN River Congress, County Recognition Event on March 19th, Justice Center update, gravel tax, EDA Futures Project, technology in Justice Center Courtrooms, off-road vehicle ordinance and working with RDC, recycling at Canby DAC, zoning at new Pioneer Public Television building and Ditch Committee meeting.

Regular Agenda

Open Public Hearing 02-09-16-03 Motion by Commissioner Antony and seconded by Commissioner Sherlin to open the public hearing at 10:00 a.m. regarding the tobacco ordinance. Motion carried with all voting in favor.

Katrina Henry and Kris Boike, Countryside Public Health, presented on the tobacco ordinance.

Close Public Hearing 02-09-16-04 Motion by Commissioner Antony and seconded by Commissioner Renneke to close the public hearing at 10:43 a.m. Motion carried with all voting in favor.

Tobacco Ordinance 02-09-16-05 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the existing tobacco ordinance with updates as presented. Below is a summary:

Yellow Medicine County has an Ordinance in force intended to regulate the sale, possession, and use of tobacco, tobacco products, and tobacco related devices for the purpose of enforcing and furthering existing laws to protect minors against the serious effects associated with the illegal use of tobacco, tobacco products and tobacco related devices and to further the official public policy of the State of MN in regard to preventing young people from starting to smoke.

The changes are summarized below, and include:

1. Prohibits the use of any electronic delivery devices anywhere smoking is prohibited.
2. Would apply throughout all Yellow Medicine County including municipalities therein.
3. Includes the following clarification: Violations means petty misdemeanors.
4. Includes definitions for these new terms:
 - a. Child Resistant Packaging
 - b. Electronic delivery device
 - c. Indoor Area
 - d. Individually packaged
 - e. Licensed products
 - f. Loosies
 - g. Nicotine or lobelia delivery devices
 - h. Smoke or smoking (Tobacco or tobacco products that are FDA approved as cessation products are excluded)
 - i. Tobacco related devices
5. Requires vendors to have a license to sell e-cigarettes and/or lobelia.
6. Prohibits sales of liquid packaging
7. Prohibits smoking within the indoor area of any establishment that has a Retail Tobacco License.
8. Prohibits the distribution of samples.

The Ordinance is available on the Yellow Medicine County website at www.co.ym.mn.gov or by request from the County Administrator at (320)564-5841.

Motion carried with all voting in favor.

Electronic Delivery Device Use Ordinance 02-09-16-06 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the Electronic Delivery Device Use Ordinance as presented. Motion failed with Commissioner Antony and Sherlin voting in favor and Commissioner Johnson, Berends and Renneke voting against.

The Board recessed for break at 11:11 a.m.

The Board reconvened at 11:16 a.m.

Contract Ratification for IFS Maintenance & Support with TriMin 02-09-16-07 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the contract ratification for IFS maintenance and support with TriMin. Motion carried with all voting in favor.

Resolution #04-2016 to Support a Broadband Vision for Minnesota 02-09-16-08 Dawn Hegland, UMVRDC, presented on broadband. Motion by Commissioner Johnson and seconded by Commissioner Antony to approve resolution #04-2016 to support a broadband vision for Minnesota. Motion carried with all voting in favor.

Contract with UMVRDC for IT Disaster Risk Assessment and Recovery Plan 02-09-16-09 Motion by Commissioner Antony and seconded by Commissioner Johnson to approve the contract with UMVRDC for IT Disaster Risk Assessment and Recovery Plan. Dennis Pederson, IT Coordinator, will check to see if 911 funds are available for a portion of the cost. Motion carried with Commissioner Antony, Johnson, Renneke and Berends voting in favor and Commissioner Sherlin voting against.

EDA Futures Housing Survey 02-09-16-10 Administrator Heglund discussed the EDA Futures Housing Survey. Motion by Commissioner Johnson and seconded by Commissioner Renneke to approve the EDA Futures Housing Survey contingent upon the interest of the communities and the communities matching funds (minimum of 50% match from communities). Motion carried with all voting in favor.

Resolution #05-2016 for Sale of County Property 02-09-16-11 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve resolution #05-2016 for Sale of County Property. Motion carried with all voting in favor.

Pioneer Public Television Contract 02-09-16-12 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the Pioneer Public Television contract for the Chemical Health Coalition in the amount of \$3,000. Motion carried with all voting in favor.

Andy Sander and Larry Stoks presented on the Highway Department.

TH 23 Detour Agreement and Resolution #06-2016 02-09-16-13 Motion by Commissioner Sherlin and seconded by Commissioner Johnson to approve the TH 23 Detour Agreement and resolution #06-2016. Motion carried with all voting in favor.

Purchase of a Tablet 02-09-16-14 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the purchase of a tablet in the amount of \$9,607 (no trade-in) from Frontier Precision, Inc. Motion carried with all voting in favor.

The Board discussed the Crew Foreman position.

Change County Board Meeting Schedule 02-09-16-15 Motion by Commissioner Sherlin and seconded by Commissioner Antony to change the county board meeting schedule: June 14, 2016 will be the Board of Equalization meeting so there will be a late start and June 28, 2016 will begin at the regular time of 9:00 a.m. Motion carried with all voting in favor.

The Board recessed for lunch at 12:25 p.m.

The Board reconvened at 1:05 p.m.

Department/Program Updates

Janel Timm, Property & Public Services Director, gave an update.

Other Business None

Informational None

Approval of Disbursements/Review Auditor's Warrants 02-09-16-16 Motion by Commissioner Sherlin and seconded by Commissioner Renneke to approve the commissioner warrants for the following amounts: \$10,154.32 Ditch Fund, \$85,748.53 Revenue Fund, \$13,099.38 Road & Bridge Fund, \$106,436.85 Human Services Fund; and acknowledged review of the Auditor's warrants. An itemized listing of all warrants over \$2,000 and an aggregate total for warrants under \$2,000 are published on the County website under the Finance & Administration Department Motion carried with all voting in favor.

Review of Upcoming Meetings and Events The Board reviewed upcoming meetings and events.

Adjourn 02-09-16-17 Motion by Commissioner Sherlin and seconded by Commissioner Antony to adjourn at 1:31 p.m. Motion carried with all voting in favor.

Witness:

Attest:



John Berends, Chair



Peggy Heglund, County Administrator