

**OFFICIAL PROCEEDINGS OF THE YELLOW  
MEDICINE COUNTY BOARD OF COMMISSIONERS  
GRANITE FALLS, MINNESOTA  
January 28, 2003**

The Yellow Medicine County Board of Commissioners met in regular session at 9:00 am on Tuesday, January 28, 2003, in the board meeting room. Present were Commissioners Lynn Anderson, Ron Antony, Jane Remiger, Louis Sherlin and Chairperson Gary Johnson. Also present were County Attorney Thomas Kramer, County Auditor Carolyn Sherlin, and news reporters Bethany Norgaard and Dan McGonigle. The chairperson called the meeting to order and the agenda for the day and the minutes of January 7, 2003, were accepted and approved.

A department manager meeting was held at 8:00 am prior to the board meeting. Topics discussed were budgets, county coordinator, timesheets and positive payroll.

Commissioner reports were given on the following topics: Area II, Western Human Development, Sail, DAC, RDC, Pioneerland Library, Prairie Five, Extension, MN River Basin, Regional Railroad, Public Health, Bio-terrorism, RCRCA, ICS, Prairie Country RC&D, Prairie Lakes, Solid Waste, Pioneer Power.

MCIT Representative Jane Hennagir reviewed the annual report to the county on loss control and risk management issues. She emphasized that MCIT is not an insurance company, but rather a risk-sharing pool of Minnesota member counties through self-insurance. The members formed a joint powers entity and pooled their funds together through a self-insurance group. The Pool purchases re-insurance to cover catastrophic losses. MCIT is governed by a board of directors comprised of County Commissioners, Auditors, and Coordinators.

Sheriff Rich Rollins and Deputy Sheriff Richard Blackwelder were present to request salary adjustments. After discussion, Anderson moved to give the sheriff a salary adjustment of \$5000, thereby setting his 2003 salary at \$60,464, retroactive to January 1, 2003. Remiger seconded motion. Voting yes: Anderson, Antony, Johnson, Remiger. Voting no: Sherlin. Motion was carried.

Anderson moved to refer to the motion made at the board meeting held on October 8, 1992, calling for a 5% differential between the salaries of the sheriff and the chief deputy sheriff, thereby setting the 2003 salary of the chief deputy at \$57,441, retroactive to January 1, 2003. Sherlin seconded motion, all voted in favor. It was also stipulated by the board that with this adjustment, the chief deputy position will not be eligible for either overtime or comp time payments. The chief deputy agreed to this stipulation.

The sheriff recommended that Kathy Busack be officially designated as Jail Administrator. Remiger moved to the above, Anderson seconded motion, all voted in favor.

Rollins reported that Superior Ford Dealership has a 2003 Crown Victoria squad car available for immediate sale at a cost of \$21,077, and requested permission for purchase in order to avoid the waiting time required for a special order. Anderson moved to approve purchase of the squad car from Superior Ford at the above cost, Remiger seconded motion, all voted in favor.

Information on the Seasonal bids received for Highway Department use was presented by Assistant County Engineer Steve Schaub. These items include bituminous, steel culverts, cutting edges, road salt, pavement striping, gravel, equipment rental, and weed spraying. Sherlin moved to approve the above bids, Anderson seconded motion, all voted in favor.

Remiger moved to accept the quote of \$43.27 per week from D.E.B.'s Cleaning to clean the office at the highway department. Antony seconded motion, all voted in favor.

The assistant engineer discussed the snowplowing agreement with Upper Sioux for CSAH 44. He reported that after numerous contacts, we have not received any response from them on the agreement. Hopefully, this arrangement can be discussed during the meeting scheduled for February 25 with their board.

Anderson mentioned that a meeting is scheduled for Wednesday, January 29<sup>th</sup> with the County Engineer recruitment team for review of the candidates and the compensation package.

Planning and Zoning Officer Jeff Van de Wiele presented a conditional use permit from Jim & Nancy Kockelman requesting to move in a 16' x 80' Type I Manufactured Home as a non-farm dwelling in the Rural Preservation Management District. The site is located in Section 34 of Omro Township. Kockelman stated his concerns for certain conditions imposed upon him by the Zoning Committee. He would like to keep the old house for use as a home shop and storage area. The Zoning committee had concerns about the possibility that it would become a rental dwelling, referring to the county ordinance prohibiting two non-farm dwellings on a site. Kockelman also stated his concerns about the cement piers required by the committee for anchoring the manufactured home. He would like to install a cement slab and anchor the home with the recommended procedures from the manufacturer. After discussion, Sherlin moved to allow the second residence to stay on-site, with a stipulation that it cannot be occupied or rented out. Also, the mobile home is to be installed according to state statute by the setter. Antony seconded motion. Voting yes: Antony, Sherlin. Voting No: Anderson, Remiger, Johnson. Motion was defeated. Anderson moved to send the issue back to the Planning and Zoning Committee, Antony seconded motion, all voted in favor.

Van de Wiele presented the 2003 Feedlot work plan report. Remiger moved to approve the report, contingent on funding from the state. Anderson seconded motion, all voted in favor. He also presented the 2002 annual Agriculture report, Remiger moved for acceptance and directed him to submit it to the state. Anderson seconded motion, all voted in favor.

Paul Henriksen presented the 2003 Recycling Agreement. The new agreement provides for a monthly base payment of \$1078 for each service area with a 1.1% fee increase on January 1 of 2004, 2005, and 2006. Remiger moved for approval of the Recycling Agreement with the correction of Statement 15 and the inclusion of proof of insurance. Antony seconded motion, all voted in favor.

The following resolution was presented for consideration:

**Resolution In Support of Solid Waste as Renewable Energy**

Yellow Medicine County

Resolution # \_\_\_\_\_

Whereas Yellow Medicine County is located in Southwest Minnesota and Yellow Medicine County generates in excess of 9 tons of Municipal Solid Waste per day.

Whereas: Redwood County is currently involved in a regional effort to develop a Regional Waste to Energy Facility.

Whereas: Waste to Energy facilities are defined by State Rule as "an energy recovery Facility used to capture the heat value of solid waste or RFD."

Whereas: Municipal Solid Waste is both sustainable and indigenous - two basic criteria for establishing the definition of a renewable energy resource.

Whereas: Recently adopted Federal air emission standards represent the strongest and most effective actions ever taken to control emissions from waste combustion, signifying waste combustion as a very clean source of renewable energy.

Whereas: Designating the facilities a renewable energy source will help  
January 28, 2003 Page 2 of 5

to lower cost that local government encounters when implementing State solid waste management policy.

Therefore be it Resolved that Yellow Medicine County supports new legislation that would amend Minnesota Statute Section 216B.2422 to include the following: **an energy recovery facility used to capture the heat value of solid waste or RFD.**

Anderson moved to support the above resolution, Remiger seconded motion, all voted in favor.

Ditch Inspector John Kolhei presented a petition from Larry and Daniel Neuman for the use of Judicial Ditch 24, Yellow Medicine/Lyon County, to install an outlet for drainage purposes. Sherlin moved to accept petition. Anderson seconded, motion was carried. The Auditor will set up a joint meeting/conference call with the Lyon County Board of Commissioners in order to elect new Judicial Ditch 24 board members and to call for a public hearing on the petition. Suggested Date for conference call was February 18<sup>th</sup>.

A request was received from Western Minnesota Prairie Waters for the election of two advisory board members. Sherlin moved to select Bill Fliflet from Appleton and Maynard Meyer from Madison. Anderson seconded motion, all voted in favor.

Sherlin moved to approve the contract with MAXIMUS for performing the annual Cost Allocation audit. Remiger seconded, motion carried.

Anderson moved to ratify the actions and minutes of the Welfare Meeting held on January 21, 1003. Sherlin seconded, motion carried.

Remiger moved to send a letter of support to Area II for the Lazarus Creek Project, Sherlin seconded motion, all voted in favor.

The county auditor reported that the county received a ruling of non-compliance on the Pay Equity Report submitted on January 31, 2002. The county is out-of-compliance on one of the five required performance tests. This test deals with Exceptional Service Pay and corrections to the plan must be implemented by March 18, 2003. The county can apply for an extension of the above deadline if we can show just cause. Sherlin moved to apply for the extension, Remiger seconded motion, all voted in favor. The auditor's office will be working on solutions for correction to the plan.

Remiger reported that the Machinery Museum decided not to pursue the acquisition of the adjacent property and moved to suspend process of acquiring land for museum. Anderson seconded motion, all voted in favor.

The chairperson appointed Sherlin to serve on the Sail Committee, Remiger to serve on the Pact 4 Committee, and Antony to serve on the Mental Health Committee for the Family Service Office. Sherlin moved to approve the above, Anderson seconded, motion carried.

Remiger moved to table discussion of hiring a county coordinator to the first week in June, Anderson seconded, motion carried.

Michelle Caveney requested that the current County Emergency Plan be accepted as written in order to facilitate grants, Sherlin moved for acceptance, Antony second motion, all voted in favor.

The following claims were presented for payment:

REVENUE FUND

Advocate-Tribune	248.40
AMEM	200.00
Assn of MN Counties	5,714.00
Best, Inc.	11,510.94
Bills Electric	212.54
Bisbee Plumbing & Heating	111.83
Bob Barker Company Inc	324.80
Canby Print Shop	1,031.99
Cenex Convenience Card	1,261.73

Jaci Charlton	337.50
Consumers Coop Oil Co	192.92
CPS Technology Solutions Inc	338.50
Crawford Supply Co.	105.00
Data Dimensions	13,715.00
Daves Family Foods	787.58
Doubletree Park Place Hotel	559.82
Douglas County Sheriff	768.00
Ehlers & Associates Inc	1,312.50
Fromm Snyder Drug	2,733.35
G & K Services Inc	104.28
G.A. Thompson Co, Inc.	299.00
General Security Services Corp	124.18
Hampton Inn	779.68
Hillyard	557.89
Holiday Inn Willmar	164.22
Jim Horgan M.A., L.P	900.00
Innovative Office Solutions	158.45
Jess Jimenez	337.50
Lyle Johnson	500.00
Keefe Supply Co	312.12
Kilowatt Computer Service	110.21
Lakedale Telephone Co.	446.48
Language Line Services	133.00
Leslee Scott Inc	170.50
Loffler Business Systems Inc	689.06
LeAnn Manor	166.45
Minnesota West College	255.00
MN Counties Insurance Trust	74,998.00
MN Dept of Economic Security	3,138.01
MN Dept of Public Safety	390.00
Monte Candy Company	230.50
Moore Medical Corp	279.27
MVTV Wireless	154.24
Office Systems Inc	175.46
Olson Dray Service	5,338.03
Olson Sanitation LLC	4,538.63
Prairie Lakes Detention Center	2,300.00
Primedia Workplace Learning	410.00
Quill Corp	408.45
Robinson Textiles	1,701.83
Rorke Data	285.24
Carolyn Sherlin	115.47
Simplex Grinnell	305.00
SW Regional Solid Waste	400.00
Tri-County Coop Oil Company	549.53
Viking Office Products Inc	287.32
West Central Communication, Inc.	1,263.00
Wood Lake Lumber, Inc.	234.71
J.B. Yates	680.36
YMC Highway Department	155.75
Payments less than \$100	2,357.54
TOTAL	\$148,370.76
<u>ROAD &amp; BRIDGE FUND</u>	
Anderson-Crane Rubber Co Inc	478.30
Central Specialties Inc	13,700.72
Cottonwood Coop Oil	187.68
Farmers Coop Association	436.14
Johnson's Feed Inc	2,115.38
Kockelman Construction Inc	637.23
Dr. Lang	3,515.00
Martin Marietta Aggregates	5,566.67
Midwest Truck & Parts Inc	666.70
MN Counties Insurance Trust	97,850.00
Monson Motors Inc	212.15
Nelson's Sales & Service	381.00
Northern Tool & Equip	415.34
Sturdevant's Auto Supply	176.67
Theco Inc	6,390.00
Toshiba America Info-Sys Inc.	236.13
Tri-County Coop Oil Company	182.36

Zep Manufacturing	115.56
Ziegler Inc	386.79
Payments less than \$100	<u>1,122.27</u>
TOTAL	\$134,772.09

DITCH FUND

Cottonwood Coop Oil	131.75
K & K Tiling Inc	240.00
MN Counties Insurance Trust	1,588.00
Mobile Computer Support, Inc	1,783.88
Redwood County	4,146.07
Upper MN RDC	5,000.00
Payment less than \$100	<u>34.00</u>
TOTAL	\$12,923.70
<b>FINAL TOTAL</b>	<b>\$296,066.55</b>

Sherlin moved to approve payment for the above claims, Remiger seconded motion, all voted in favor. As all business for the day was completed, the meeting, on motion, was adjourned.

\_\_\_\_\_  
Chairperson, Yellow Medicine  
County Board of Commissioners

ATTEST:

\_\_\_\_\_  
Carolyn Sherlin, County Auditor  
and Clerk to the County Board