

UNOFFICIAL MINUTES- SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
April 5, 2011

9:00 a.m. Meeting was called to order by Chairman Fenske. Members present: Fenske, Ritter, Goodenow, Stensrud, Anderson, County Administrator Stomberg, Attorney Maes, Absent: County Auditor/Treasurer Van Overbeke.

Pledge of Allegiance to the Flag;

Approve Agenda

Stomberg – At the end if we could go into closed session to discuss labor negotiations We have an abatement to add. Stensrud moved, seconded by Ritter to approve the agenda. All voted in favor.

Identify any Conflict of Interest

No conflicts of interest identified

	Per Diems	Expenses
Goodenow	150.00	-----
Anderson	280.00	84.66
Ritter	460.00	260.72
Stensrud	50.00	19.38
Fenske	240.00	-----

Consent Agenda:

1. Approve Minutes from March 15, 2011
2. Approve Commissioner Warrants 124309 – 124423 in the amount of \$309,613.18 dated 4/6/11.
3. Approve Auditor Warrants 124227-124244 in the amount of \$237,451.63 dated 3/17/11, 124245-124272 in the amount of \$68,899.53 dated 3/24/11, and 124285-124305 in the amount of \$111,759.85 dated 3/31/11.
4. Approve Per Diems & Expenses
5. Wetland Credit Withdrawal

Fenske pulled item 5. Anderson moved, seconded by Goodenow to approve items 1-4. All voted in favor.

Wetland Credit Withdrawal Consent Agenda Item 5

Fenske – What is the amount we are getting for this wetland? Biren – It is close to \$22,000 an acre. Anderson moved, seconded by Stensrud to approve consent agenda item five, wetland credit withdrawal. All voted in favor.

Abatement

Champine - These are the ones we went through in 2010. You had approved the 2010 these would be 2011. Both were fire related. Goodenow moved, seconded by Ritter to approve the abatements for taxes payable in 2011 for Curt and Jeanette Porter in the amount of \$194 and Connie Doom in the amount of \$1,102. All voted in favor.

Discuss and set public hearing for water surface use ordinance

Biren –The main reason of this ordinance is to protect aquatic vegetation. The schedule that would work is we could hold a hearing at the April 19 meeting. I plan to have members of the DNR present. Discussion on motors and enforcement. Fenske set a public hearing for water surface use ordinance for 11:30 a.m. on April 19, 2011.

Subordination Agreement

Stensrud moved, seconded by Ritter to approve the subordination agreement with Summit Mortgage Corporation for Joseph and Jaci Garvey in the amount of \$10,500 and authorize the Chair to sign. All voted in favor.

Assignment of Agreement with R.W. Beck to SAIC

Henriksen – R.W. Beck was bought out by this company Science Applications International Corporation (SAIC). Ritter – The length of the contract? Henriksen – We will go through the RFP process this fall. Anderson moved, seconded by Stensrud to approve and authorize the Chair to sign an agreement for R.W. Beck to assign and transfer the subject contract and all associated delivery / tasks orders to SAIC Energy, Environment & Infrastructure, LLC. All voted in favor.

Negotiation Settlement with Veit

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Stensrud- Are we done hauling leachate? Henriksen – We will probably have to start sometime this month. We have to haul some this month. We are pumping as much as we can into phase 7. Discussion on hauling leachate. Ritter moved, seconded by Goodenow to approve and have the Board Chair sign the negotiation settlement with Veit. All voted in favor.

CRP for Park Property.

Henriksen – The County can no longer get CRP money. For someone else to get it they have to be the operator on the site a year prior to the agreement. We would lease it to them for 10 years and sign up for CRP and charge them rent. They would receive the CRP money and we would get rent from them. Discussion on planting. Ritter – I would like to see it left in production. Stensrud- I agree with Steve. Stensrud moved, seconded by Ritter to reject the CRP proposal. Goodenow – The 5 acres up next to the road can we exclude that at least? Anderson – I would agree with that but then I look at the 19 acres that is in the CRP, in the southwest corner. Henriksen – Once it is out of CRP you have to farm it for a year. Fenske – Really if that is our wish we don't need a motion. Kanwar – this is a request for CRP only. Anderson – On that tree planting is that going to happen whether CRP happens or not? Goodenow – That is one of the options under CRP. Anderson – We don't know how many acres that includes I would think you would want some set-backs.

Voting in Favor:

Ritter
Stensrud
Anderson
Fenske

Opposed:
Goodenow

Motion carried 4 to 1.

Flood briefing / resolution request

Stensrud moved, seconded by Anderson to approve and authorize the Chair to sign a resolution granting signatory authority as “grantees” for Regional Radio Board grants to RRB Chair person and to Tammy VanOverbeke as Fiscal Agent. All voted in favor.

Discussion on sandbags and storage.

County EDA

Stomberg – The county EDA discussion goes back a couple of years. At that time the county did go through a process and that committee recommended forming a county EDA with HRA authority. Discussion on townships and cities. Ben Martig – Back in November I did proceed to drafting language. I brought it through the economic development authority. The council tabled it on a 4- 3 vote and requested a joint meeting. We have two council members here that had requested the meeting. Charlie Sanow – I came away from the meeting last August thinking we were all on the same page. We decided we wanted to sit down and see if you are interested. Mike Bodenhemier – Number one we are talking about a little bit about what was our old Lyon county development corporation. What is good for the county is good for Marshall and vice versa. Fenske – You mentioned that we need to take action on this relatively soon. If you wanted to take action and get this going it is going to take a period of time for us to accomplish this too. Stomberg – I would imagine it would take 9 months to a year. Probably the biggest question the board needs to ask is what is the function that board would like to see done? Discussion on building inventory. Fenske – The consensus would be to have a meeting with the City.

10:25 a.m. Meeting Recessed

10:40 a.m. Meeting Called Back to Order

Strategic Planning

Stomberg – Nothing formal about the list we are presenting we put it out in topics. If you go through you will see capital purchases, organizational structure and financial strategy. My request today is for the Board to set a date to meet. Fenske set a special meeting for April 12, 2011 at 9:00 a.m.

Budget Discussion

Discussion on land by Barstad road and land sale. Consensus to see if the city of Cottonwood is interested in the property by Barstad road.

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Ritter moved, seconded by Goodenow to grant Wheels Across the Prairie \$1,700 for 2011.
Stomberg – Do you want us send a check? Stensrud – Wait for a request. All voted in favor.

Goodenow – The second one is the general maintenance budget for the fairgrounds. Anderson – There is \$18,500 for the new roof. Goodenow – This is the maintenance fund. In the end we zeroed that out. Discussion on maintenance budget. Anderson – I would like to see about \$10,000 go back in there. Discussion on 2010 budget. Goodenow – Move it from salary down to that.

Reviewed Meeting Schedule

Commissioners Reports

Goodenow reported on Soil and Water, Advance, Plum Creek and SAMMIE.

Ritter reported on Airport Commission, Solid Waste, Rural Energy Board, Western Mental Health Center, and AMC Legislative Conference.

Anderson reported on Annual Township Meeting, I had met with the haulers that use the Coon Creek area, reported on insurance meeting, RC & D, Radio Board, Historical Society, Capital Expenditures Committee and Business Retention Program meeting.

Stensrud reported on meeting with Minneota City Council and meeting with Suhail.

Fenske reported on PAC, State Auditor Meeting, Annual Township Meeting, arbitration with Jailors / Dispatchers.

11:22 a.m. Ritter moved, seconded by Goodenow to go into closed session to discuss labor negotiations. All voted in favor.

11:38 a.m. Ritter moved, seconded by Anderson to come out of closed session. All voted in favor.

11:38 a.m. Fenske adjourned until April 12, 2011.

Robert Fenske, Chairman

Attest: Loren Stomberg
Lyon County Administrator