

PROCEEDINGS OF THE STEELE COUNTY BOARD OF COMMISSONERS

SPECIAL SESSION

August 5, 2014

STATE OF MINNESOTA)

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COUNTY OF STEELE)

The Steele County Board of Commissioners met in Special Session at 7:00 p.m. on August 5, 2014 with Commissioners Ebeling, Kubicek, Johnson, Schultz and Huntington present. Also present were Planning & Zoning Director Dale Oolman, County Engineer Anita Benson, Human Services Director Charity Floen, County Administrator Tom Shea and County Auditor Laura Ihrke.

Call to Order and Pledge of Allegiance.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to approve the agenda. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Schultz to approve the minutes of July 22, 2014. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Kubicek to approve Interim Use Permit 2014-05 for C.S. McCrossan Construction Inc. for a temporary concrete plant in Section 10-107-19 in Havana Township with conditions per the Planning Commission and to approve the Findings of Fact. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Huntington to approve Conditional Use Permit 386 for Central Valley Coop for installation of a propane tank in Section 33-108-20 of Clinton Falls Township with conditions per the Planning Commission and to approve the Findings of Fact. Ayes all.

Motion by Commissioner Kubicek, seconded by Commissioner Ebeling to approve the Amendment to Conditional Use Permit 375 for Crystal Valley Coop for propane distribution in Section 30-106-20 of Somerset Township with conditions per the Planning Commission and to approve the Findings of Fact. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to approve the exempt permit for the Minnesota Pheasants. Ayes all.

Motion by Commissioner Kubicek, seconded by Commissioner Ebeling to place on file the correspondence from the City of Blooming Prairie-Tax Increment Report and MCIT 2014 Dividend notice. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Schultz to refer the correspondence from the Highway 14 Partnership-2015 Membership registration to the Internal Central Services Committee. Ayes all.

Commissioner Huntington offered the following **RESOLUTION**, seconded by Commissioner Ebeling

Whereas, Contract No. 144533 has in all things been completed, and the County Board being fully advised in the premises,

Now then, be it Resolved, that we do hereby accept said completed project for and in behalf of the Steele County Highway Department and authorize final payment as specified herein to Crane Creek Asphalt (Div Of Mathy Cosntr.) for SAP 074-645-033 in the amount of \$7,000.96.

Upon the vote being taken, five Commissioners voted in favor thereof, none absent and not voting. A copy of the Resolution is on file in the Auditor's office.

Motion by Commissioner Ebeling, seconded by Commissioner Kubicek to approve the extension of the Cooperative Agreement for CD Navigator Services for Human Services thru 12/31/14. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Ebeling to approve the following Personnel Actions. Ayes all.

New Hires

<i>Name</i>	<i>Position</i>	<i>Grade, Step</i>	<i>Start Date</i>
Mary Ripple	Custodial Worker	11/2	08/19/14

Resignations:

<i>Name</i>	<i>Position</i>	<i>Department</i>	<i>End Date</i>
Jonathan Quinlivan	Correctional Officer	Detention Ctr.	07/30/14
Kiera LaRoche	Public Health Nurse, Lead	Public Health	08/08/14
James Snyder	Network Support	Information Technology	08/13/14

Anniversaries:

<i>Name</i>	<i>Position-Dept</i>	<i>Step</i>	<i>Anniv. Date</i>
Gregory Huebbe	Correctional Officer	2	08/27/14

Open Positions-Pending Board Approval:

<i>Position</i>	<i>Department</i>	<i>Notes</i>
Network Support	Information Technology	Replace Snyder
Correctional Officer	Detention Center	Replace Quinlivan
Public Health Nurse	Public Health	Backfill PHN Position
Social Worker/Adult Services	Human Services	New Position-Budgeted –MN Choices

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to proceed with the Request for Proposals for the Administrator Succession. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Kubicek to approve renewal of the 2015 Group Life Insurance with MN Life. Ayes all.

Commissioner Kubicek offered the following **RESOLUTION**, seconded by Commissioner Ebeling

IT IS RESOLVED, that Steele County enter into MnDOT Agreement No. 05686 with the State of Minnesota, Department of Transportation for the following purposes;

To provide for State's future release, to the County, of Existing Trunk Highway 14 between County Road 180/SE 54th Avenue and the Steele/Dodge County line, all within Steele County.

IT IS FURTHER RESOLVED, that the Administrator and the Chairman of the Board are authorized to execute the Agreement and any amendments to the Agreement.

Upon the vote being taken, five Commissioners voted in favor thereof, none absent and not voting. A copy of the Resolution is on file with the Auditor's office. Ayes all.

Commissioner Ebeling offered the following **RESOLUTION**, seconded by Commissioner Huntington

RESOLUTION URGING LEADERS TO ALLOW COMPETITIVE BIDDING FOR ADDITIONAL WORK

WHEREAS, the Minnesota Department of Transportation ("MnDOT") and Steele County have entered into a Settlement Agreement and Release dated January 7, 2014, MnDOT Agreement No. 05126 (the "Agreement"); and

WHEREAS, the Agreement provides, among other things, that MnDOT shall be responsible for restoring Old Highway 14 under a scope of work set forth in the Agreement; and

WHEREAS, a portion of MnDOT's scope of work provides that the driving surface of Old Highway 14 shall be a mill of up to 4" and a 5" unbonded concrete overlay; and

WHEREAS, the Agreement allows for Steele County to request additional work, at the cost of the County, to be done at the time MnDOT's work is being performed; and

WHEREAS, Steele County is requesting an additional 1" of unbonded concrete overlay to be completed at Steele County's expense; and

WHEREAS, it is commonly known in the highway construction industry, and past practice has demonstrated, that the additional work being requested by Steele County can be done at a lower price if such additional work is included as an alternative bid item when the work is let for bid under Minnesota's competitive bidding requirements; and

WHEREAS, MnDOT will allow Steele County to have the additional work; however, MnDOT is refusing to have the additional work competitively bid at the time of the entire projects bid opening, as requested by Steele County and is instead requiring that the additional work be part of a contract revision (e.g. change order) after the contract has been awarded; and

WHEREAS, it is commonly known in the highway construction industry, and past practice has demonstrated, that change orders for additional work will cost the owner, and in this instance Steele County, more than if it had been competitively bid; and

WHEREAS, tax payer money will be used for the additional work, and the Steele County Board of Commissioners deems it fiscally prudent and responsible for the additional 1” of unbonded concrete to be a part of the competitive bid process.

NOW, THEREFORE, by this resolution of the Steele County Board of Commissioners, Steele County requests that MnDOT act in a fiscally prudent and responsible manner relative to the additional 1” of unbonded concrete, to be paid for by Steele County, and allow such additional work to be a part of the competitive bid process when the project under the Agreement is let for bid.

Upon the vote being taken, five Commissioners voted in favor thereof, none absent and not voting.

A copy of the Resolution is on file in the Auditor’s office.

Motion by Commissioner Huntington, seconded by Commissioner Ebeling to have the Internal Central Services Committee identify a succession plan for the Finance Director. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to approve the VFW request to use the Veterans Van with consensus of the County Attorney and County Administrator. Ayes all.

Reports:

Commissioner Huntington gave an update on MnPrairie-they have started the process to hire an Executive Director and authorization for start a job description for a Finance Director/Manager.

Commissioner Johnson reported to the board that it is National Farmers Market Week August 3 – 9.

Commissioner Kubicek reported from the RC & D Committee that prior approval for grazing at the landfill has been dropped from the original project.

Motion by Commissioner Schultz, seconded by Commissioner Huntington to approve of the following listing of bills. Ayes all.

LISTING OF BILLS

8/5/2014

A’viands, LLC	13,881.54
Anoka County Human Services	11,850.00
Bjorklund Compensation Consulting, LLC	2,000.00
City of Albert Lea	5,322.50
Clearview Window Cleaning	2,435.00
Crane Creek Asphalt	7,777.22
Custom Communications, Inc.	3,666.99
Integra Telecom	3,096.82
MCF- Red Wing	8,160.00
Phoenix Recovery Programs	2,192.40
Pictometry International Corp.	14,246.17
Salverda & Associates/Donald	6,000.00
Short Elliott Hendrickson, Inc.	4,517.98
Steele County Revenue	7,345.10
Steele County Treasurer	4,320.00
Stoel Rives, LLP	2,025.00
Stonebrooke Engineering, Inc	17,030.65
Thomson Teuters- West	2,162.83
Turnkey Corrections	3,575.99
Witte Brothers, Inc.	<u>14,508.00</u>
TOTAL:	\$188,465.95

Motion by Commissioner Huntington, seconded by Commissioner Schultz to adjourn to the Call of the Chair at 7:29 p.m. Ayes all.

CHAIRMAN

ATTEST: _____
County Auditor