

PROCEEDINGS OF THE STEELE COUNTY BOARD OF COMMISSONERS

SPECIAL SESSION

June 10, 2014

STATE OF MINNESOTA)

) ss

COUNTY OF STEELE)

The Steele County Board of Commissioners met in Special Session at 7:00 p.m. on June 10, 2014 with Commissioners Huntington, Ebeling, Kubicek, Schultz and Johnson present. Also present were Planning & Zoning Director Dale Oolman, County Engineer Anita Benson, Attorney Dan McIntosh, County Treasurer Steve Rohlik, Assistant Finance Director Cathy Piepho, Jail Administrator Ron Hammann, Feedlot Officer Dan Vermilyea, County Administrator Tom Shea and County Auditor Laura Ihrke.

Call to Order and Pledge of Allegiance.

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

Motion by Commissioner Schultz, seconded by Commissioner Kubicek to approve the minutes of May 27, 2014. Ayes all.

Commissioner Kubicek offered the following **Resolution**, seconded by Commissioner Huntington

WHEREAS, Steele County agrees to be sponsors of the Steele County Trail Association, Inc.; and

NOW, THEREFORE, BE IT RESOLVED that the Steele County Board of Commissioners do hereby name Ed Nelson as the Steele County Trail Administrator.

Upon the vote being taken, five Commissioners voting 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 following Memorial Day Appropriations: Blooming Prairie Servicemen's Club \$125, American Legion of Ellendale \$125 and American Legion of Owatonna \$1,375. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Schultz to approve the 3.2 On-Sale Liquor License for the Blooming Prairie Country Club and the Consumption & Display permit for the Blooming Prairie Country Club. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Ebeling to approve Conditional Use Permit #381 for Nick Arndt to expand his existing swine feedlot in Sec. 13-108-20 of Medford Township with conditions per the Planning Commission and to adopt the Findings of Fact. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to approve Conditional Use Permit # 382 for Lakeland Investors, Inc for Warehousing of bakery goods for distribution by route trucks in Block 1, Lot 4 Hagen Addition located in Medford Township with conditions per the Planning Commission and to adopt the Findings of Fact. Ayes all.

Motion by Commissioner Kubicek, seconded by Commissioner Schultz to approve Interim Use Permit #2014-04 for Mathiowetz Construction in Section 24-107-20 of Owatonna Township with condition per the Planning Commission and to adopt the Findings of Fact. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Ebeling to approve Conditional Use Permit #384 for Ryan Spinler for an Electrical Contracting Business in Block 1, Lot 1, Omark Addition in Owatonna Township with conditions per the Planning Commission and to adopt the Findings of Fact. Ayes all.

The Public Hearing for the Regional Rail Authority was open at 7:15 p.m.

Dale Oolman explained the purpose of creating the Regional Rail Authority is for the preservation and improvement of local rail right-of-ways.

The hearing was then open to questions from those in attendance.

Motion by Commissioner Huntington, seconded by Commissioner Schultz to close the public hearing at 7:53 p.m.

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

ORGANIZING THE STEELE COUNTY REGIONAL RAIL AUTHORITY

WHEREAS, under the provisions of Minnesota Statutes Chapter 398A, the legislature of the State of Minnesota has authorized municipalities, using Federal and state aids as may be available, to organize regional railroad authorities by resolution for the purpose of preservation and improvement of local rail service for agriculture, industry or passenger traffic and provide for the preservation of abandoned rail right-of-way for future transportation uses, when determined to be practicable and necessary for the public welfare, particularly in the case of abandonment of local rail lines; and,

WHEREAS, the County of Steele has determined that a regional rail authority acting under Minnesota Statutes Chapter 398A is necessary for the purpose of acquiring, preserving and improving local railroad rights-of-way for adaptive reuse for alternate transportation modes; and,

WHEREAS, notice of a public hearing has been published in the official newspaper of the County of Steele and mailed to each city and township within Steele County at least 30 days before said hearing as required by Minnesota Statutes Section 398A.03, Subdivision 2.

NOW THEREFORE BE IT RESOLVE, that the Steele County Regional Rail Authority is established and organized under the Regional Railroad Authorities Act, Minnesota Statutes Chapter 398A as a political subdivision and local government unit of the State of Minnesota, to exercise thereunder part of the sovereign power of the State of Minnesota, and in conformity with the provisions of this resolution for the regulation of the business of the Authority.

1. The name of the authority shall be known as the Steele County Regional Railroad Authority.
2. The municipality adopting this organizational resolution is the County of Steele, State of Minnesota.
3. That the Board of Commissioners of the Authority shall consist of the five (5) members of the Steele County Board of Commissioners. The current Board of Commissioners of the authority shall consist of the following

Bruce Kubicek
3074 108th St. SW
Ellendale, MN 56026

Douglas G Johnson
6944 118th St. SE
Blooming Prairie, MN 55917

Mark Schultz
338 Thomas Ave.
Owatonna, MN 55060

James Ebeling
950 Olympic Hills Place
Owatonna, MN 55060

Nina Huntington
245 W. McKinley St.
Owatonna, MN 55060

4. That the registered office of the Authority shall be situated in the City of Owatonna, Steele County, Minnesota.
5. That neither the State of Minnesota, nor Steele County, nor any other political subdivision of the State of Minnesota is, or shall be, liable for the obligations of the Authority.
6. The Authority shall exercise such authority as provided in Minnesota Statutes Chapter 398A.

Upon the vote being taken, five Commissioners voting 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 Schultz to set the date for an Ordinance Amendment on July 8th at 7:15 p.m. Ayes all.

Motion by Commissioner Kubicek, seconded by Commissioner Huntington to appoint Mike Jones to the Cedar River Watershed District Board through March, 2015. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to place the correspondence from the Owatonna Chamber of Commerce on file and refer the correspondence from the Ellendale EDA to the Internal Central Services Committee. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Huntington to renew the contract with the Department of Corrections for Work Release effective 7/1/14 – 6/30/15. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Kubicek to approve the Trane Service Agreement for 3 years for the integrated HVAC equipment and building automation systems support. Ayes all.

Commissioner Kubicek offered a **Resolution**, seconded by Commissioner Huntington for an Agreement to State Transportation Fund (Bridge Bonds) SAP 074-612-039 Grant in the amount of \$730,248.65.

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

Motion by Commissioner Schultz, seconded by Commissioner Ebeling to award the bid for SAP 74-612-039 & SAP 074-612-04 to Minnowa Construction Inc in the amount of \$3,219,000. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to award the bid for 2014 Bituminous Projects to Crane Creek Asphalt in the amount of \$866,832.08. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Ebeling to approve the Access Variance Request on CSAH 6 for Reid Stransky with provisions. Ayes all.

Motion by Commissioner Kubicek, seconded by Commissioner Huntington to approve the Cooperative Agreement with the City of Owatonna for the reconstruction of CSAH 35 (Dane Rd) from Maple View Place to ¾ miles East. Ayes all.

Commissioner Schultz offered a **Resolution**, seconded by Commissioner Huntington for Parking Restrictions on CSAH 35 prohibiting parking along the segment of CSAH 35 being reconstructed under the Cooperative Agreement with the City of Owatonna.

Upon the vote being taken, five Commissioners voting 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 authorize advertising for bids on SAP 74-635-009, CSAH 35 (Dane Rd) from Maple View Place to ¾ miles East and to set the bid opening for July 17th at 10:00 a.m. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Huntington to rescind the previous motion for the Cooperative Agreement with the City of Owatonna CSAH 35 (Dane Rd). Ayes all.

Commissioner Schultz offered a **Resolution**, seconded by Commissioner Kubicek to approve the Cooperative Agreement with the City of Owatonna for the reconstruction of CSAH 35 (Dane Rd) from Maple View Place to ¾ miles East. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Kubicek to approve the following personnel actions. Ayes all.

New Hires/Transfers

<i>Name</i>	<i>Position</i>	<i>Grade, Step</i>	<i>Start Date</i>
Matt Boettger	Correctional Officer – Det. Ctr.	22/Start Step	05/30/14
Amber Holdeman	OSS II – Human Services	14/Step 2	06/23/14

Resignations/Retirements:

<i>Name</i>	<i>Position</i>	<i>End Date</i>
Milo Dahlin	Deputy – Sheriff's Dept.	05/31/14
Greg Skillestad	Deputy – Sheriff's Dept.	06/16/14

Motion by Commissioner Huntington, seconded by Commissioner Ebeling to approve the Contract Amendments with Ortel in an amount not to exceed \$9,085 for Phase I work required to deliver information required by MNHSEM and FEMA. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Schultz to approve the Contract Amendments with Kraus Anderson in an amount not to exceed \$9,500 for Phase I work required to deliver information required by MNHSEM and FEMA. Ayes all.

Motion by Commissioner Kubicek, seconded by Commissioner Huntington to approve the PW Buidling Project Schedule and send to FEMA and Homeland Security for review. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to authorize the Planning & Zoning Director to submit the SSTS Grant Application. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to approve a transfer from the Human Services Fund to the General Fund of \$1,200,000. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Kubicek to approve an advance from the General Fund to the Community Wellness Fund of \$1,200,000. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Schultz to approve an advance from the Community Wellness Fund to the Steele County Communities of a Lifetime of \$700,000. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Kubicek to approve an advance from the General Fund to the Community Wellness Fund of \$2,000,000 for the purposes of financing the remodeling of 39 Assisted Living units at Park Place South. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to refer the Veterans Memorial request to the Internal Central Services Committee. Ayes all.

Motion by Commissioner Schultz, seconded by Commissioner Kubicek to accept the letter of resignation from Tom Shea and refer to the Internal Central Services Committee. Ayes all.

Motion by Commissioner Huntington, seconded by Commissioner Schultz to refer the scanning of Contracts to the Internal Central Services Committee. Ayes all.

Motion by Commissioner Ebeling, seconded by Commissioner Huntington to approve the following listing of bills and Human Services bill in the amount of \$146,718.21. Ayes all.

LISTING OF BILLS

4/22/2014

A'viands LLC	10,930.76
ACS Enterprise Solutions, Inc.	5,060.75
Advanced Correctional Healthcare, Inc.	7,764.17
Bargen Incorporated	3,995.00
Businessware Solutions Corporation	2,058.41
City of Blooming Prairie	3,569.35
Computer Professionals Unlimited, Inc.	4,032.00
Cranbrook/Katheryn	4,725.00
Dakota County Financial Svc.	7,084.00
Dodge County Public Health	3,474.90
Hobart Service	2,112.10
Industrial Properties, LLC.	2,208.16
Integra Telecom	3,133.95
MCCC MI 33	5,000.00
MCF-Red Wing	8,156.00
Met-Con Construction Faribault Div.	3,662.86
Minnesota Elevator, Inc.	5,021.00
Minnowa Construction	13,200.00
NEC Financial Services, LLC.	4,269.61
Owatonna Public Utilities	30,208.44
Phoenix Recovery Programs	3,069.36
R & K Electric, Inc.	6,069.28
Reliance Telephone Systems, Inc.	19,054.90
Short Elliott Hendrickson, Inc.	2,692.56
Southeast Service Cooperative	2,226.20
Steele County Highway Dept.	4,413.51
Steele County Treasurer	4,500.00
Stonebrooke Engineering, Inc.	7,881.97
Traffic Data, Inc.	6,900.00
Turnkey Corrections	7,426.49
Wallace Bustad Crane Service, Inc.	2,470.00
WatchGuard Video	20,290.00
Widseth Smith Nolting & Assoc, Inc.	2,556.00
156 Warrants under \$2,000	<u>49,016.75</u>
TOTAL:	\$268,233.48

Motion by Commissioner Huntington, seconded by Commissioner Schultz to adjourn to the Call of the Chair at 8:32 p.m. Ayes all.

CHAIRMAN

ATTEST: _____
AUDITOR