

COMMISSIONER PROCEEDINGS
December 15, 2009

Minutes of the Wilkin County Board of Commissioners held at the Courthouse, Breckenridge, Minnesota, on Tuesday, December 15, 2009. All Commissioners were present. Chairman Hovland called the meeting to order at 8:00 A.M.

Motion by Blaufuss, seconded by Perry and carried, to approve the agenda with additions.

Motion by Perry, seconded by Miranowski and carried, to approve the minutes of the November 17, 2009, meeting and the December 3, 2009, Truth-in-Taxation meeting.

Commissioner Perry offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Blaufuss and carried.

RESOLUTION 35-09

WHEREAS, Minnesota State Statutes Chapter 400.08 allows counties to establish service areas and charges for solid waste management services and;

WHEREAS, Wilkin County may establish by ordinance, collect just and reasonable rates and charges for solid waste management service provided by the County.

THEREFORE, BE IT RESOLVED, that Wilkin County has established the following charges for solid waste management services:

Households	\$30.00/house
Apartments and Highrise	\$20.00 / apt
Fire Department and Community Halls	\$15.00
Churches	\$20.00
Businesses	
Motels	\$ 4.00 / room
X-Small (in home business)	\$15.00
Small 0-4,000 sqft	\$50.00
Medium 4,001-8,000 sqft	\$70.00
Large 8,0001 0 12,000 sqft	\$150.00
X-Large 12,001 + sqft	\$250.00

THEREFORE, BE IT FURTHER RESOLVED, that Wilkin County hereby establishes that all homestead property will be assessed as a household.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

After discussion and on recommendation from the County Engineer, motion by Folstad, seconded by Miranowski and carried, to postpone a 7 mile overlay project on CSAH No. 30 due

to estimated excess costs for the project and to utilize that portion of the 2010 State Aid Construction funds to install drain tile and gravel high traffic gravel roads within the County.

Commissioner Blaufuss offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Miranowski and carried.

RESOLUTION 36-09

Resolution of Support
From Sponsoring Agency

BE IT RESOLVED, that Wilkin County act as sponsoring agency for a "Transportation Enhancements" project identified as Lake Breckenridge Trail and acknowledges herewith that it is willing to be a project sponsor; knowing full well that such sponsorship includes a willingness to secure and guarantee the local share of costs associated with this project and responsibility for seeing this project through to its completion, with compliance of all applicable laws, rules and regulations.

BE IT FURTHER RESOLVED, that Tom Richels is hereby authorized to act as agent on behalf of this applicant.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

Commissioner Folstad offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Perry and carried.

RESOLUTION 37-09

Agreement to Maintain Facility

WHEREAS, the Federal Highway Administration (FHWA) requires that states agree to operate and maintain facilities with federal transportation funds for the useful life of the improvement and not change the use of right of way acquired without prior approval from the FHWA; and

WHEREAS, Transportation enhancement projects receive federal funding from the Surface Transportation Program (STP) of the 2005 Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFTEA-LU); and

WHEREAS, the Minnesota Department of Transportation (MN/DOT) has determined that for projects implemented with transportation enhancement funds, this requirement should be applied to the project sponsor; and

WHEREAS, Wilkin County is the project sponsor for the transportation enhancement project identified as Lake Breckenridge Trail.

THEREFORE BE IT RESOLVED, that the Project Sponsor hereby agrees to assume full responsibility for the operation and maintenance of property and facilities related to the

aforementioned transportation enhancement project.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

Tom Richels, County Engineer, provided an update on the status of FEMA recovery funds for the flood disaster of 2009.

Commissioner Perry offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Blaufuss and carried.

RESOLUTION 38-09

Overtime Pay for Department Heads and Supervisory Personnel

WHEREAS, Wilkin County, a government entity, has Department Heads and Supervisory Personnel that are salaried employees and are not eligible for overtime compensation; and

WHEREAS, Wilkin County desires to compensate said employees for overtime during extreme/emergency situations such as natural disasters.

BE IT RESOLVED, that the Wilkin County Board of Commissioners adopt the following policy statement:

A. Policy Statement

This policy pertains to all Department Heads and Supervisory personnel who are salaried employees.

B. Extreme/Emergency Situations

There may be unforeseeable circumstances or emergency situations beyond the control of Wilkin County in which it may be necessary for management employees to work hours above and beyond what would typically be required to do his/her job. These instances would only include situations where an official declaration of disaster has been made. In such circumstances, and only after Board approval, which approval is discretionary with the Board, management employees will be paid straight time for hours worked in excess of normal schedules (40 hour work week) during the established disaster period.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

Motion by Miranowski, seconded by Perry and carried, to authorize the Highway Department to combine certain duties and have the combined position evaluated by the County's consultant for placement within the County's compensation system.

Motion by Miranowski, seconded by Folstad and carried to approve the County Engineer's Report.

Motion by Folstad, seconded by Blaufuss and carried, to approve the PherIII Grant for the Public Health Nursing Department.

Motion by Miranowski, seconded by Folstad and carried, to approve the Public Health Nursing Report.

Sheriff Tom Matejka presented information regarding a request by the City of Breckenridge to change the cost share of the Dispatcher/Jailer salaries and benefits. After much discussion, and by Commissioner consensus, the Jail Administrator and Sheriff were directed to monitor time spent performing jailer duties by the Dispatcher/Jailers. Also, since the request was received after the 2010 budgets were in place, this request will be considered further for the 2011 budget year.

Matt Brodina, Jail Administrator, provided the monthly jail update.

Commissioner Folstad offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Miranowski and carried.

RESOLUTION 39-09

WHEREAS, Wilkin County is a political subdivision of the State of Minnesota.

BE IT RESOLVED, that the Wilkin County Board of Commissioners having examined the expenses to be necessarily incurred for the ensuing year, hereby authorizes the County Auditor to extend on the tax lists of the County of Wilkin, to be collected in 2010 in the amount of \$5,936,287.00 based on the attached Exhibit "A".

Dated this 15th day of December, 2009.

Lyle Hovland
Chairperson

Attest: Wayne Bezenek
County Auditor
(Seal)

EXHIBIT "A"

FUND	TOTAL
Revenue	\$2,644,791
Environmental	2,665
Soil and Water Conservation District	61,000
Historical Society	9,000
Agricultural (Fair)	8,000
Nurse	305,828
Road and Bridge	1,262,700
Welfare	1,508,439
Regional Library	43,825
Bonded Debt Service	335,950

Total	\$6,182,198
Minus State Aids	- 245,911
Sub Total	5,936,287
Allowable Special Levies	-1,420,858
Certified levy limit	\$4,515,429

Motion by Blaufuss, seconded by Perry and carried, to approve the final 2010 County budget in the amount of \$12,481,673.

Commissioner Blaufuss offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Folstad and carried.

RESOLUTION 40-09

BE IT RESOLVED, that the Labor Agreement between Wilkin County and the Wilkin County Employees Council covering certain employees in the "Confidential Employees" bargaining unit and the wages and benefits described in said Agreement for the period January 1, 2009, through December 31, 2010, be approved and that the Board's Chair be authorized to enter into a contract in accordance with the terms and conditions described therein.

Adopted the 15th day of December , 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(seal)

Commissioner Perry offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Miranowski and carried.

RESOLUTION 41-09

BE IT RESOLVED, that the Labor Agreement between Wilkin County and the Wilkin County Employees Association covering certain employees in the "Courthouse Employees" bargaining unit and the wages and benefits described in said Agreement for the period January 1, 2009, through December 31, 2010, be approved and that the Board's Chair be authorized to enter into a contract in accordance with the terms and conditions therein.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

Commissioner Folstad offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Blaufuss and carried.

RESOLUTION 42-09

BE IT RESOLVED, that the Labor Agreement between Wilkin County and the Wilkin County Professional Employees Association covering certain employees in the "Professional Employees"

bargaining unit and the wages and benefits described in said Agreement for the period January 1, 2009, through December 31, 2010, be approved and the Board's Chair be authorized to enter into a contract in accordance with the terms and conditions described therein.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(seal)

The County Auditor requested, that the three elected officials that had not received the pay progression step in 2009, be granted said step progression retroactive to January 1, 2009. After much discussion, motion by Folstad and seconded by Miranowski to allow the step progression retroactive to January 1, 2009. The motion carried on a 3-1 vote with Commissioner Blaufuss voting no.

Commissioner Miranowski offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Folstad and carried.

RESOLUTION 43-09

BE IT RESOLVED, that the Auditor of the County be directed to increase the salary schedules for all employees of the County who are not represented for purposes of collective bargaining by an exclusive representative within the meaning of Minnesota Statutes 179A.03, Subd. 8, except the elected Commissioners of the County, by 3% in all grades and steps effective January 1, 2010.

BE IT FURTHER RESOLVED, that the health insurance plan provisions and deferred compensation contribution provisions of all ratified collective bargaining agreements for County employees be applied similarly to all unrepresented employees of the County, including it's elected Commissioners, with the exception of the non-benefit employees.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

The January Commission meetings were set as follows: Organizational - January 5, 2010; first regular meeting - January 11, 2010; second/Welfare meeting - January 19, 2010.

Motion by Perry, seconded by Blaufuss and carried, to call for bids for the County printing and official newspaper, with bids to be opened at the organizational meeting on January 5, 2010.

Commissioner Miranowski offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Folstad and carried.

RESOLUTION 44-09
Lost or Destroyed Warrant - Sec. 471.415
Minnesota Statutes

WHEREAS, City of Wolverton, Minnesota, has filed an affidavit stating that Warrant No. 31315, issued in their favor, in the amount of \$83.20 has been lost or destroyed in the following manner: lost through mailing and,

WHEREAS, Sec. 471.415, Minnesota Statutes provides for issuing duplicate warrants for those lost or destroyed and without the filing of indemnifying bond to cover same upon the approval of the Governing Body of the County.

THEREFORE, BE IT RESOLVED, that the County Auditor be authorized to issue a duplicate of the above mentioned warrant without the filing of an indemnifying bond and after payment has been stopped on the original warrant issued, by the County Treasurer.

Adopted this 15th day of December, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

Motion by Folstad, seconded by Miranowski and carried, to accept Kent Marshall's offer to continue his services to the County without any fee changes.

Motion by Blaufuss, seconded by Perry and carried, to approve the Safe and Sober Grant for Wilkin County, Grant County, and the City of Breckenridge.

Motion by Blaufuss, seconded by Perry and carried, to approve the annual agreement with the West Central Regional Juvenile Center, Moorhead, Minnesota.

Several informational items were shared.

With no further business before the Commission and the next regularly scheduled meeting set for December 22, 2009, in the Commissioners Room, at 8:00 A.M., Chairman Hovland adjourned the meeting at 10:10A.M.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(seal)