

COMMISSIONER PROCEEDINGS

October 11, 2016

Minutes of the Wilkin County Board of Commissioners held at the Courthouse, Breckenridge, Minnesota, on Tuesday, October 11, 2016. All Commissioners were present. Chairman Folstad called the meeting to order at 8:00 A.M.

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

Motion by Blaufuss, seconded by Hovland and carried, to approve the minutes of the September 20, 2016, meeting.

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

RESOLUTION NO. 42-16

WILKIN COUNTY HIGHWAY DEPARTMENT

515 South 8th Street
Breckenridge, MN 56520
Project No. SAP 084-601-007, SAP 084-601-008
Contract Final Pay Request No. 9

**Wilkin County Highway Department
Certificate of Final Acceptance
County Board Acknowledgement**

Contract Number: 20152
Contractor: N/A – Korby Contracting Company, Inc.
Date Certified: 9/6/2016
Payment Number: 9

Whereas; Contract No. 20152 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 Wilkin County Highway Department and authorize final payment as specified herein.

Wilkin County Highway Department
State of Minnesota

I, Janelle Krump, County Auditor-Treasurer, within and for said county do hereby certify that the foregoing resolution is a true and correct copy of the resolution on file in my office.

Dated this 11th day of October, 2016
At Breckenridge, Minnesota.

Signed By Janelle Krump
County Auditor-Treasurer
(SEAL)

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

RESOLUTION NO. 43-16

WILKIN COUNTY HIGHWAY DEPARTMENT

515 South 8th Street
Breckenridge, MN 56520
Project No. CP20161
Final Pay Request No. 2

**Wilkin County Highway Department
Certificate of Final Acceptance
County Board Acknowledgement**

Contract Number:
Contractor: 123 – Tightline Drainage
Date Certified: 9/6/2016
Payment Number: 2

Whereas; Project No. 20161 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 Wilkin County Highway Department and authorize final payment as specified herein.

Wilkin County Highway Department
State of Minnesota

I, Janelle Krump, County Auditor-Treasurer, within and for said county do hereby certify that the foregoing resolution is a true and correct copy of the resolution on file in my office.

Dated this 11th day of October, 2016
At Breckenridge, MN.

Signed By Janelle Krump
County Auditor-Treasurer
(SEAL)

Commissioner Hovland offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Perry and carried, with Commissioner Miranowski abstaining from the vote.

RESOLUTION NO. 44-16

WILKIN COUNTY HIGHWAY DEPARTMENT

515 South 8th Street
Breckenridge, MN 56520
Project No. SAP 084-624-010
Final Pay Request No. 2

**Wilkin County Highway Department
Certificate of Final Acceptance
County Board Acknowledgement**

Contract Number:
Contractor: N/A – M&M Contractors, LLC
Date Certified: 9/6/2016
Payment Number: 2

Whereas; Project No. SAP 084-624-010 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 Wilkin County Highway Department and authorize final payment as specified herein.

Wilkin County Highway Department
State of Minnesota

I, Janelle Krump, County Auditor-Treasurer, within and for said county do hereby certify that the foregoing resolution is a true and correct copy of the resolution on file in my office.

Dated this 11th day of October, 2016
At Breckenridge, MN.

Signed By Janelle Krump
County Auditor-Treasurer
(SEAL)

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

RESOLUTION NO. 45-16

WILKIN COUNTY HIGHWAY DEPARTMENT

515 South 8th Street
Breckenridge, MN 56520
Project No. SAP 084-030-004
Final Pay Request No. 2

**Wilkin County Highway Department
Certificate of Final Acceptance
County Board Acknowledgement**

Contract Number:
Contractor: 9999 – Morris Sealcoat & Trucking, Inc.
Date Certified: 9/6/2016
Payment Number: 2

Whereas; Project No. SAP 084-030-0040 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 Wilkin County Highway Department and authorize final payment as specified herein.

Wilkin County Highway Department
State of Minnesota

I, Janelle Krump, County Auditor-Treasurer, within and for said county do hereby certify that the foregoing resolution is a true and correct copy of the resolution on file in my office.

Dated this 11th day of October, 2016
At Breckenridge, MN.

Signed By Janelle Krump
County Auditor-Treasurer
(SEAL)

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

RESOLUTION 46-16

WHEREAS, the Wilkin County Highway Department has previously installed a "Stop" sign on CSAH #22 at its intersection with CSAH #24 in the city of Kent;

WHEREAS, the bridge on CSAH #24 over Whiskey Creek has been removed north of this intersection;

WHEREAS, CSAH #24 is now dead ended south of the Whiskey Creek;

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the County Board of the County of Wilkin that the following corrective action be taken, to-wit;

The County Highway Department is hereby instructed to remove the existing "Stop" sign on CSAH #22 at its intersection with CSAH #24 in the city of Kent and install a "Stop" sign on CSAH #24 at its intersection with CSAH #22 in the city of Kent, as soon as possible.

Adopted this 11th day of October, 2016.

Neal Folstad, Chairman
Wilkin County Board of Commissioners

Attest: Janelle Krump
County Auditor-Treasurer

I hereby certify that the above is a true copy of a Resolution duly passed, adopted, and approved by the County Board of Wilkin County on October 11, 2016.

Janelle Krump
County Auditor-Treasurer

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

RESOLUTION 47-16

IT IS RESOLVED that Wilkin County enter into MnDOT Agreement No. 1026252 within the State of Minnesota, Department of Transportation for the following purposes:

To provide for payment by the State to the County for the use of County State Aid Highway No. 30 as a detour route during the contract construction to be performed upon, along and adjacent to Trunk Highway No. 9 at Deerhorn Creek under State Project No. 8409-23 (T.H. 9 = 152).

IT IS FURTHER RESOLVED that the County Board Chair and the Auditor-Treasurer are authorized to execute the Agreement and any amendments to the Agreement.

CERTIFICATION

I certify that the above Resolution is an accurate copy of the resolution adopted by the Board of Commissioners of Wilkin County at an authorized meeting held on the 11th day of October, 2016, as shown by the minutes of the meeting in my possession.

Subscribed and sworn to before me this 11th day of October, 2016.

Janelle Krump
County Auditor-Treasurer

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

RESOLUTION NO. 48-16

A RESOLUTION DESIGNATING WILKIN COUNTY HIGHWAY RIGHT OF WAY PLATS

WHEREAS, Wilkin County Highway Right of Way Plat designated as 16-01 has been prepared for filing pursuant to Minnesota Statutes Section 160.085.

WHEREAS, said plat is for Construction Project SAP 084-632-011;

WHEREAS, said right of way plat identifies specific realty in Section 5 and 8 of T136N, R47W; descriptions more particularly set out on said plats.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of County Commissioners, that in order to facilitate acquisition of right of way required for construction purposes for County State Aid Highway No. 32, that the Wilkin County Highway Right of Way Plat identified as 16-01 be presented for recording in the office of the County Recorder in and for Wilkin County, Minnesota.

Adopted this 11th day of October, 2016.

Neal Folstad, Chairman
Wilkin County Board of Commissioners

Attest: _____
Janelle Krump
County Auditor-Treasurer

I hereby certify that the above is a true copy of a Resolution duly passed, adopted, and approved by the County Board of Wilkin County on October 11th, 2016.

Janelle Krump
County Auditor-Treasurer

Motion by Hovland, seconded by Blaufuss and carried, to approve the purchase of a cab and chassis for the Highway Department sign truck at an estimated cost of \$59,425.00.

Motion by Hovland, seconded by Perry and carried, to approve the purchase of a handicap accessible door opener, from Wahpeton Glass and Paint at a cost of \$2,675.00 to be installed at the Family Service Center.

Motion by Blaufuss, seconded by Miranowski and carried, to approve the bid from Landmark Landscaping, Inc., Breckenridge, MN, in the amount of \$4,234.41, for backfilling and landscaping at the Family Service Center.

Rick Teberg, Jail Administrator, provided a monthly update.

Motion by Hovland, seconded by Blaufuss and carried, to approve the purchase of a software update and training in the amount \$5,000.00, from Law Enforcement Technology Group to meet the jail classification requirements.

Motion by Perry, seconded by Blaufuss and carried, to approve the transfer of approximately \$1,600.00 from the Land Enhancement Fund to the General Fund for payment to Steve Ackerman and ProWest, for a new City of Breckenridge Map and making the necessary updates on the GIS map with new additions and vacations in the city.

Motion by Perry, seconded by Hovland and carried, to reappoint Cheryl Wall, County Assessor, to a four (4) year term beginning on January 1, 2017.

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

RESOLUTION 49-16
Lost or Destroyed Warrant – Sec 471.415 Minnesota Statutes

WHEREAS, WEX Bank, of Carol Stream, IL, 60197-6293, has filed her/his affidavit stating that Warrant No. 53730, issued in his/her favor, in the amount of \$2,104.84 has been lost or destroyed in the following manner:

Lost through mailing; and,

WHEREAS, Sec. 471.415, Minnesota Statutes provide 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 filing an indemnifying bond and after payment has been stopped on the original warrant issued, by the County Treasurer.

Adopted this 11th day of October, 2016.

Neal Folstad
Chairman

Attest: Janelle Krump
County Auditor-Treasurer
(Seal)

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

RESOLUTION 50-16
Lost or Destroyed Warrant – Sec 471.415 Minnesota Statutes

WHEREAS, Jill Christopherson, of Wahpeton, ND, 58075, has filed her/his affidavit stating that Warrant No. 55347, issued in his/her favor, in the amount of \$17.82 has been lost or destroyed in the following manner:

Lost through mailing; and,

WHEREAS, Sec. 471.415, Minnesota Statutes provide 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 filing an indemnifying bond and after payment has been stopped on the original warrant issued, by the County Treasurer.

Adopted this 11th day of October, 2016.

Neal Folstad
Chairman

Attest: Janelle Krump
County Auditor-Treasurer
(Seal)

Motion by Miranowski, seconded by Blaufuss and carried, to approve updated Wilkin County Data Practices Policies.

Pursuant to notice duly given, sealed bids for Wilkin County Courthouse Repairs Project 16-005 were opened on September 29, 2016, read and recorded as follows:

Bid Tabulation September 29, 2016	Bid Bond	Responsible Contractor Verification	Addenda Acknow- ledged	Base Bid	Alt. No. 1 Work on 1st and 2nd Floors	Unit Price #1 Cost to Repair 10 stair chips	Unit Price #2 Cost to Repair terrazzo cracks
General Construction							
Comstock Construction, Inc. Wahpeton, ND	X	X	1	\$322,600.00	\$28,790.00	\$1,000.00	\$2,400.00
Gast Construction, Inc. Wahpeton, ND	X	X	1	\$315,100.00	\$30,300.00	\$1,200.00	\$2,600.00

Bids were then turned over to Zerr Berg Architects for tabulation.

Motion by Blaufuss, seconded by Miranowski and carried, to accept the low bid from Gast Construction, Inc., Wahpeton, North Dakota, for Wilkin County Courthouse Repairs Project 16-005 in the amount of \$349,200.00.

Informational items were shared.

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

RESOLUTION NO. 51-16

WHEREAS, the Minnesota Department of Natural Resources announced that it has denied a permit application for the proposed Fargo-Moorhead Flood Risk Management Project.

WHEREAS, Minnesota Governor Mark Dayton issued the following statement,

“The Minnesota Department of Natural Resources has determined that this project does not meet Minnesota’s standard of being reasonable and practical to protect public safety and promote public welfare. Additionally, the project application failed to demonstrate sufficient measures to mitigate the negative impacts of this project on the surrounding area. While 60 percent of the lands newly flooded by this project would be in Minnesota, we would receive only 14 percent of its benefits. North Dakota would receive 86 percent of the benefits, while hosting only 40 percent of the newly flooded land.”

“For these reasons, I support the decision of the Department of Natural Resources to deny the Diversion Authority’s permit application.”

WHEREAS, Wilkin County is a member of the Richland Wilkin Joint Powers Authority that opposes the planned construction of dams on the Wild Rice and Red Rivers as currently proposed in the Fargo Moorhead Flood and Risk Management Project.

NOW, THEREFORE, BE IT RESOLVED that the Wilkin County Board of Commissioners hereby support the Governor and Minnesota Department of Natural Resources decision to deny the Fargo-Moorhead Flood Risk Management Project permit application.

Adopted this 11th day of October, 2016.

Neal Folstad
Chairman

Attest: Janelle Krump
County Auditor-Treasurer
(Seal)

The meeting was closed at 9:08 A.M. to discuss a personnel issue and contract negotiations.

The meeting was reopened at 9:38 A.M. with no action being taken as a result of the closed session.

With no further business before the Commission at this regular meeting and the next regular meeting date set for October 18, 2016, in the Commissioners Room at 8:00 A.M., Chairman Folstad adjourned the meeting at 9:38 A.M.

Neal Folstad
Chairman

Attest: Janelle Krump
County Auditor-Treasurer
(Seal)