

COMMISSIONER PROCEEDINGS
July 8, 2014

Minutes of the Wilkin County Board of Commissioners held at the Courthouse, Breckenridge, Minnesota, on Tuesday, July 8, 2014. All Commissioners except Commissioner Blaufuss were present. Chairman Hovland called the meeting to order at 8:00 A.M.

Motion by Miranowski, seconded by Folstad and carried, to approve the agenda with additions.

Motion by Folstad, seconded by Perry and carried, to approve the minutes of the June 17, 2014, meetings.

Bruce Poppel, Environmental & Recycling Officer, presented quotes for replacement of five (5) small recycling containers as follows: Pro-Tainer, Alexandria, Minnesota, \$5,799.00 each; Wastequip, Rosemount, Minnesota, \$7,940.00 each. Motion by Perry, seconded by Folstad and carried to purchase five (5) of the containers from Pro-Tainer for the low quote at a total cost of \$28,995.00.

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

RESOLUTION 25-14

WHEREAS, the Wilkin County Board of Commissioners considered the proposed rule changing the definition of "Waters of the United States", as published in the April 21, 2014, Federal Register, volume 79, Number 76, and

WHEREAS, the proposed rule would modify existing regulations regarding which waters fall under federal jurisdiction through the Federal Water Pollution Control Act (Clean Water Act), which have been in place for twenty-five years, and

WHEREAS, the proposed rule aims to clarify issues raised in decision made by the United States Supreme Court, primarily Solid Waste Agency of Northern Cook County vs. US Army Corps of Engineers and Rapanos vs. United States, that created uncertainty over the Clean Water Act's scope and its application, and

WHEREAS, the proposed rule could expand the scope of Clean Water Act, resulting in greater impacts on local governments, their citizens and businesses, and

WHEREAS, the proposed rule would apply to all programs under the Clean Water Act, not just Section 404 permits, including storm water, water reuse and green infrastructures, and

WHEREAS, the proposed rule potentially increases the number of man-made, county-owned ditches that come under federal jurisdiction as the rule would define the ditches as "Waters of the United States" when certain conditions are met,

NOW, THEREFORE BE IT RESOLVED, by the Wilkin County Board of Commissioners that the Board opposes the new EPA proposed regulations that would expand the Clean Waters Act definition for the "Waters of the United States".

Adopted this 8th day of July, 2014.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

There was Commission consensus to set August 14, 2014, at 7:00 P.M. in the Wilkin County Courtroom as the date, time, and place for a public hearing regarding turning the jurisdiction of County Ditches located in the newly expanded Buffalo-Red River Watershed over to that watershed.

Motion by Miranowski, seconded by Perry and carried, to accept and approve the 2013 Annual Highway Report.

Motion by Folstad, seconded by Miranowski and carried, to approve payment for the 2015 International truck in the amount of \$110,976.17 to Astleford International, Minneapolis, Minnesota and an extended warranty payment for the same truck to Nelson International, Willmar, Minnesota, in the amount of \$3,600.00, with Auditor Warrants.

Motion by Folstad, seconded by Perry and carried, to close the advertised highway project bids at 8:30 A.M.

Pursuant to notice duly given, bids for County Highway Project # SAP 084-610-008 were opened, read, and recorded as follows: Central Specialties, Inc., Alexandria, Minnesota, \$91,050.00; Mark Sand and Gravel Co., Fergus Falls, Minnesota, \$78,750.00; Riley Brothers Construction, Inc., Morris, Minnesota, \$94,435.00.

Pursuant to notice duly given, bids for County Highway Project # SAP 084-090-002 were opened, read and recorded as follows: Central Specialties, Inc., Alexandria, Minnesota, \$130,798.75; Mark Sand and Gravel Co., Fergus Falls, Minnesota, \$94,128.75; Riley Brothers Construction, Inc. Morris, Minnesota, \$111,713.15.

Pursuant to notice duly given, bids for County Highway Project # SP 088-070-041 were opened, read, and recorded as follows: Century Fencing Company, Forest Lake, Minnesota, \$724,826.73; Swanston Equipment Company, Fargo, North Dakota, \$689,866.83; Traffic Marking Service, Inc., Maple Lake, Minnesota, \$696,131.88.

Motion by Folstad, seconded by Miranowski and carried, to turn all project bids over to the Highway Department for tabulation.

Motion by Folstad, seconded by Perry and carried, to approve the fourth and final renewal of the Phased Retirement Agreement with County Engineer, Tom Richels. Said agreement expires on August 31, 2015.

Chief Deputy Josh Nack indicated the camera equipment authorized to be purchased from Watch

Guard Digital In Car Video of All, Texas, at the June 17th meeting, will be a lease purchase arrangement with the 2014 payment funding source being the sheriff's forfeited property account. Future payments will be included in the Sheriff's annual budget.

Nack informed the Commission that installing a water fountain in dispatch is cost prohibitive.

The Sheriff's Department requested additional funds to their budget to support the use of part-time deputies during short staffing periods such as medical leaves and vacations. The department was instructed to bring more information to the July 22, 2014, meeting.

Matt Brodina, Jail Administrator, provided a jail update.

Quotes for the repair of the Wilkin County Historical Society Museum building were recorded as follows: RADCO Restoration, Inc., Fergus Falls, Minnesota, \$9,000.00; All-Phase Masonry, Abercrombie, North Dakota, \$2,225.00. Motion by Miranowski, seconded by Perry and carried, to accept the quote of All-Phase Masonry for the building repair.

Motion by Folstad, seconded by Miranowski and carried, to issue a written notice of termination to the Hope Unit at St. Francis Healthcare Campus for the Chemical Dependency Counseling Contract and to advertise a part-time County Chemical Dependency Counselor position.

Motion by Miranowski, seconded by Perry and carried, to approve the low bid from Mark Sand and Gravel Co., Fergus Falls, Minnesota, in the amount of \$78,750.00 for County Highway Project #SAP 084-610-008.

Motion by Folstad, seconded by Perry and carried, to issue a temporary one day "on sale" liquor license to the Wilkin County Agricultural Society (Fair Board) for a fund raising function to be held on July 19, 2014, at the proposed future fair grounds property.

Several informational items were shared.

With no further business before the Commission and the next meeting date set for July 22, 2014, in the Commissioners Room at 8:00 A.M., Chairman Hovland adjourned the meeting at 10:25 A.M.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)