

OFFICIAL PROCEEDINGS
MARSHALL COUNTY BOARD OF COMMISSIONERS
Regular Board Meeting
October 3, 2017 - 9:00 A.M.
Marshall County Boardroom

The Pledge of Allegiance was given.

Commissioner Bring called the meeting to order at 9 a.m. with Commissioners Sharon Bring, Kenneth Borowicz, LeRoy Vonasek, Gary Kiesow, and Auditor-Treasurer Scott Peters present.

Sheriff Boman came forth during open forum to discuss plans for replacement with upcoming retirements in his department.

The Board unanimously approved the October 3, 2017 meeting agenda with additions.
M/S/C – Kiesow, Vonasek (4,0)

The minutes from the September 19, 2017 Regular Board Meeting were approved with corrections. **M/S/C – Vonasek, Borowicz (4,0)**

RESOLUTION 10-03-01

BE IT RESOLVED, that after review of the following bills, authorization for payment of the same in the following total amounts, are hereby approved, with a detailed listing kept on file at the Auditor's office.

Auditor Warrants 9/26/2017	\$10,535.88
Commissioner Warrants	\$155,635.66
M/S/C – Borowicz, Kiesow (4,0)	

The following Commissioner/Committee Reports were shared:

<u>Commissioner</u>	<u>Meeting/Report</u>
Bring	Enbridge Meeting, Minnesota Rural Counties
Kiesow	Joint Powers Natural Resource Board, Red River Basin Executive Committee
Vonasek	Northwest Mental Health, MST Watershed

Public Health Director Fran Tougas addressed the Board to provide a bi-monthly update as follows;

1. Regional Community Health Assessment Survey
2. Brenda Borowicz and Pam Hockstedler have been hired as new Public Health Nurses
3. Local Public Health Activities required update
4. FHV Grand awarded for 2 more years in partnership with North Country CHB and Leech Lake
5. Measles Outbreak over as of 8/25/17
6. Flu shot clinics start today
7. More Radon kits are available – free to community
8. Volunteer Mobilization Liability Resolution was approved
9. Regional Disaster Exercise is scheduled for October 25 or 26

RESOLUTION 10-03-02

WHEREAS; Minnesota Statute 145A.04, Subd. 6d states that a Minnesota Responds Medical Reserve Corps volunteer responding to a request for training or assistance at the call of a community health board, county or city must be deemed an employee of the jurisdiction for purposes of workers' compensation, tort claim defense and indemnification.

WHEREAS; North Valley Public Health is responsible for maintaining the registry of Minnesota Responds Medical Reserve Corps volunteers and will call for volunteers during a public health emergency in Marshall County.

NOW THEREFORE BE IT RESOLVED; That the Board of County Commissioners of Marshall County agrees that per Minnesota Statute 145A.04 Subd. 6d. Minnesota Responds Medical Reserve Corps volunteers called to assist North Valley Public Health with a public health emergency in Marshall County will be considered employees of the county for any workers' compensation, tort claim defense and indemnification.

M/S/C – Kiesow, Vonasek (4,0)

Environmental Services Director Josh Johnston addressed the Board for Buffer/Shoreland Ordinance Review/Consideration and an Annual Performance Evaluation.

RESOLUTION 10-03-03 - *Updating the County Shoreland Ordinance*

WHEREAS, on October 3, 2017 the Marshall County Board of Commissioners passed this Resolution, affirming its jurisdiction to carry out the compliance provisions of Minnesota Statutes 103B.101, subdivision 12a and 103F.48; and

WHEREAS, Marshall County has updated its Shoreland Ordinance pursuant to the authorization and policies contained in Minn. Stat. 103F.48, the Buffer Law, and Marshall County Planning and Zoning enabling legislation in Minn. Stat. chapter 394; and

WHEREAS, it is the purpose and intent of Marshall County to require riparian vegetated buffers and water quality practices to achieve protection of state water resources from erosion and runoff pollution, stabilize soils, shores and banks and for the protection of riparian corridors; and

WHEREAS, Marshall County will coordinate the implementation and enforcement of the water resources riparian protection requirements of Minn Stat. 103F.48 with the shoreland management rules and ordinances adopted under authority of Minn. Stat. 103F.201 to 103F.227; and

WHEREAS, it will be the responsibility of Marshall County to provide efficient and effective direction to landowners and protection of surface water quality and related land resources; and

WHEREAS, the jurisdiction and provisions of this ordinance apply to the shoreland district of Marshall County; and

WHEREAS, the Marshall County Planning Commission has recommended the adoption of the updates to the Marshall County Shoreland Ordinance to the Marshall County Board of Commissioners; and

WHEREAS, The Marshall County Board of Commissioners has reviewed the aforementioned Marshall County Shoreland Ordinance; and

WHEREAS, The Marshall County Board of Commissioners has received public comment on the aforementioned Marshall County Shoreland Ordinance at the Planning Commission meeting held on September 21, 2017.

NOW THEREFORE BE IT RESOLVED, That the Marshall County Board of Commissioners hereby adopts the 2017 Marshall County Shoreland Ordinance; and

BE IT FURTHER RESOLVED, that the Marshall County Board of Commissioners hereby submits the 2017 Marshall County Shoreland Ordinance to the Minnesota Department of Natural Resources for final approval pursuant to applicable Minnesota Statutes and Rules.

M/S/C – Borowicz, Kiesow (4,0)

The Board approved signing the 2017 Emergency Management Performance Grant for \$18,226. **M/S/C – Kiesow, Vonasek (4,0)**

Veterans Service Officer Brett Brandon addressed the Board for a Department update and Annual Evaluation.

Commissioner Vonasek left the meeting.

County Highway Engineer Lon Aune addressed the Board for Highway and Ditch Authority Business.

RESOLUTION 10-03-04

BE IT RESOLVED, that Marshall County does accept the bid for land rent, effective 2018 through 2020, as listed:

<u>Parcel No.</u>	<u>Total Acres</u>	<u>Price per Acre/yr.</u>	<u>Total Amount/yr</u>	<u>Proposed By:</u>
29-0172-000	160	_____	_____	_____
29-0204-000	160	_____	_____	_____
32-0126-001	40.81	_____	_____	_____
32-0124-000	80	_____	_____	_____
32-0133-009	40	_____	_____	_____
32-0193-001	210	_____	_____	_____
37-0039-000	80	_____	_____	_____
48-0192-001	34.5	<u>\$5.79</u>	<u>\$200.00</u>	John Wawzyniak

M/S/C – Borowicz, Kiesow (3,0)

RESOLUTION 10-03-05

BE IT RESOLVED, that the County Auditor be authorized to call for bids for Land Rental for the following parcels:

<u>Parcel No.</u>	<u>Location</u>	<u>Description</u>	<u>Total Acres</u>	<u>Approx. Tillable Acres</u>
29-0172-000	Sec 27, 158-46	E½ E½	160	27
29-0204-000	Sec 34, 158-46	E½ E½	160	6
32-0126-001	Sec 19, 155-44	E½ Lots 3 & 4	40.81	6
32-0124-000	Sec 19, 155-44	E½ SW1/4	80	23
32-0133-009	Sec 20, 155-44	SW1/4 SE1/4	40	9
32-0193-001	Sec 29, 155-44	W1/2 NE1/4	210	100
		SE1/4 NE1/4 NW1/4		
		S1/2 NW1//4 NW1/4 SE1/4		
37-0039-000	Sec 7, 157-43	N1/2 NE1/4	80	24

M/S/C – Kiesow, Borowicz (3,0)

RESOLUTION 10-03-06

BE IT RESOLVED that the County Auditor be authorized to issue warrants for the following right of way easements along 370th Ave. NE, located between the South County line and C.S.A.H. 2, between the Northwest Corner of Section Twenty-eight (28), T155N, R39W to a point 300 feet South of the Northwest Corner of Section Twenty-eight (28), T155N, R39W, for the purpose of replacing Bridge No. L9298, with Bridge No. 45J48 (State Aid Project 045-599-155).

<u>PARCEL NO.</u>	<u>NAME & ADDRESS</u>	<u>PAYMENT</u>
1 & 2	Robert & Jean Halvorson 22558 370 th Ave. NE Goodridge, MN 56725	\$ 1,111.00

BE IT FURTHER RESOLVED, that the County Auditor be authorized to set the time and date for receiving bids to comply with existing publication laws.

M/S/C – Borowicz, Kiesow (3,0)

Mr. Aune indicated that the Middle River Road project was completed before Goosefest. Box Culvert information on pre-construction culvert replacements in Espelie and Oak Park Townships was shared. Joint ditch meeting schedules were considered. Mr. Aune reported on a Toward Zero Deaths meeting in reference to timelines of roadside mowing..

The Board recessed the regular meeting and opened the Ditch Authority Meeting.

M/S/C – Kiesow, Borowicz (3,0)

Approval was given to a cleaning request on County Ditch 32 in Espelie Township Strip in sections 3, 4 and 5. **M/S/C – Kiesow, Borowicz (3,0)**

Approval was given to move forward with the process on a request for drainage into the CD 44 system on a parcel in Section 15 in Oak Park Township and to set a public hearing in relation to the same for November 7, 2017 at 10:30 am in the County Boardroom . **M/S/C – Borowicz, Kiesow (3,0)**

Commissioner Vonasek rejoined the meeting.

The Board closed the Ditch Authority Meeting reopened the regular meeting. **M/S/C – Kiesow, Borowicz (3,0)**

The Highway Engineer Annual Performance Review was conducted.

GIS Coordinator Liz Dustin met with the Board for an Annual Performance Review.

Assessor Russ Steer addressed the Board to provide a Department Update and an Annual Performance Review.

Auditor-Treasurer Peters shared the following in his report;

1. Ditch report through September
2. The Board set the 2018 Commissioner Salary at \$24,000 per year, with no changes from 2017. **M/S/C – Vonasek, Borowicz (4,0)**
3. Wage review
4. Enbridge Discussion
5. Thank you Correspondence from Living at Home Block Nurse Program
6. Veterans Service Officer Commendation Letter
7. Position Replacement Consideration
8. Public Health Update on Stephen property
9. Forfeited Tax Update
10. Boiler Update
11. Computer Security Issue Update

Vice Chairperson Bring adjourned the meeting at 1:00 pm.

CHAIRPERSON,
MARSHALL COUNTY BOARD OF COMMISSIONERS

ATTEST: _____

MARSHALL COUNTY AUDITOR-TREASURER