

FARIBAULT COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
MARCH 17, 2020

The Faribault County Board of Commissioners met pursuant to the recess of March 3, 2020 at the Courthouse in the City of Blue Earth at 9:00 a.m. on March 17, 2020. The following members were present: Bill Groskreutz, Tom Loveall, John Roper, Tom Warmka, and Greg Young Commissioners. County Auditor/Treasurer/Coordinator Darren Esser, County Attorney Kathryn Karjala, Central Services Director Lexi Scholten, and Acting Clerk to the Board Clara Vereide were also present.

The meeting was called to order by Chair Warmka. The pledge of allegiance was recited.

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Young/Groskreutz motion carried unanimously to approve the synopsis and official proceedings of the March 3, 2020 regular and drainage authority meetings.

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Loveall/Roper motion carried unanimously to approve the agenda of March 17, 2020.

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The calendar was updated. No one appeared during public comment.

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Committee reports were given. Loveall reported on Region Nine; Groskreutz reported on Department of Agriculture letter, township meetings, MVAC, Transit exec; Young reported township meeting; Roper reported on township meetings, Human Services meeting, MVAC, South Central Workforce; Warmka reported on township meetings, Soil and Water Board, GBERBA.

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Brenda Baldwin of Blue Earth City Township met regarding defense of second amendment and requested board to declare Faribault County a second amendment dedicated county.

Loveall/Roper motion failed to approve resolution declaring to uphold and protect the Second Amendment as presented. Commissioners Loveall and Roper voted yes. Commissioners Groskreutz, Young, and Warmka voted no.

Young/Groskreutz to approve Resolution 20-CB-24 declaring to uphold and protect the Second Amendment with the change in the seventh paragraph of will to may. Loveall, Groskreutz, Young, Roper, and Warmka voted yes.

RESOLUTION

WHEREAS, the Second Amendment of the United States Constitution reads “A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear Arms, shall not be infringed.” and

WHEREAS, the Faribault County Board of Commissioners wishes to express opposition to any law that would restrict the constitutional rights of the citizens of Faribault County to keep and bear arms;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Faribault County:

That the Faribault County Board of Commissioners hereby expresses its intent to uphold and protect the Second Amendment rights of the citizens of Faribault County, and

That the Faribault County Board of Commissioners hereby declares Faribault County as a "Second Amendment Dedicated County", and

That the Faribault County Board of Commissioners hereby declares its intent to oppose any infringement on the right of law-abiding citizens to keep and bear arms, and

That the Faribault County Board of Commissioners may refuse to appropriate any Faribault County resources to enforce any mandate, law, policy, order, or any other directive which infringes on the right of law-abiding citizens to keep and bear arms, and

That the Faribault County Board of Commissioners will use any legal means, including and without limitation, court action to protect the Second Amendment rights of the citizens of Faribault County.

Young/Roper motion carried unanimously to approve Resolution 20-CB-25 a symbolic declaration of principle to uphold the Minnesota constitution, United States constitution, and Bill of Rights within the confines of the law. Commissioners Loveall, Groskreutz, Young, Roper, and Warmka voted yes.

RESOLUTION

The Faribault County Board of Commissioners hereby makes the following Symbolic Declaration of Principle.

The Faribault County Board of Commissioners has sworn to uphold the Minnesota Constitution and the United States Constitution.

The Faribault County Board of Commissioners seeks to uphold all rights enumerated in the Bill of Rights, including the right to bear arms, for Faribault County Citizens.

The Faribault County Board of Commissioners will work within the confines of the law to protect the rights of all Faribault County Citizens, including the right to bear arms.

The Faribault County Board of Commissioners will continue to engage with Faribault County Citizens, encourage public discourse, and address Citizens' concerns as issues emerge and change.

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Central Services Director Lexi Scholten met regarding office business.

Young/Groskreutz motion carried unanimously to approve Resolution 20-CB-26 alternative work arrangement policy. Groskreutz, Young, Roper, Loveall, and Warmka voted yes.

RESOLUTION

WHEREAS, during a health pandemic and/or emergency declaration, employees may be forced to be away from work for an extended period to protect themselves and others or to care for others; and

WHEREAS, select Faribault County employees may benefit the employer by working solely or partially from outside of their normal work setting during said period.

THEREFORE, BE IT RESOLVED, that the Alternative Work Arrangement Policy is now approved and available to select employees during health pandemic and/or emergency declarations per Chapter 12 of Minnesota State Statute.

Groskreutz/Young motion carried unanimously to approve Resolution 20-CB-27 Paid Time Off (PTO)/Leave emergency protocol. Groskreutz, Young, Roper, Loveall, and Warmka voted yes.

RESOLUTION

WHEREAS, during a health pandemic and/or emergency declaration, employees may be forced to be away from work for an extended period to protect themselves and others or to care for others; and

WHEREAS, Faribault County employees utilize paid time off and compensation earned banks to supplement their paychecks when away from work; and

WHEREAS, not all employees have balances large enough to provide them with adequate income while away from work for an extended period.

THEREFORE, BE IT RESOLVED, that the PTO/Leave Emergency Protocol is now approved and available to employees during health pandemic and/or emergency declarations per Chapter 12 of Minnesota State Statute.

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Drainage Manager Merissa Lore met regarding office business.

Young/Groskreutz motion carried unanimously to set 2020 crop damage rates at \$675/acre for corn and \$485/acre for soybeans.

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Young/Loveall motion carried to approve vegetative maintenance ads and mailings to affected property owners.

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Loveall/Young motion carried unanimously to approve splitting the cost of CD 3 repair equally between Faribault County, drainage system, and Barber Township.

Loveall/Young motion carried unanimously to approve base bid for CD 3 repairs from Krueger Excavating of Albert Lea of \$364,342.75.

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Loveall/Groskreutz motion carried unanimously to approve the CD70 scope of work and Krueger Excavating, LLC bid of \$6,816.56.

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Roper/Loveall motion carried unanimously to approve alternate bid for CD 55 repairs from Brunz Construction of Madison Lake for \$163,415.00.

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Young/Roper motion carried unanimously to approve CD21 bid package 4 bid with low bidder Brunz Construction of \$89,405.00.

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Public Works Director Mark Daly met regarding office business.

Roper/Loveall motion carried unanimously to approve Resolution 20-RB01-28 to finalize 2019 bridges project. Commissioners Groskreutz, Loveall, Roper, Young, and Warmka voted yes.

RESOLUTION

WHEREAS, SAP 022-599-115 and SAP 022-599-116, Bridges 2741 and 2742 has in all things been completed, and

WHEREAS, the final project cost is \$422,846.95 which is \$22,217.95 (5.3%) more than the original contract of \$400,629.00, and

WHEREAS, to date \$414,888.90 has been paid to the contractor leaving the balance of \$7,958.05, and

WHEREAS, the work has been performed satisfactorily and all necessary forms have been completed and received by the Highway Department.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners in and for the County of Faribault, Minnesota, that we do hereby accept said completed project and authorize final payment to the Midwest Contracting, LLC.

Young/Roper motion carried to reject sole bid for CP 20-600-08 for 2020 micro-surfacing from ASTECH for \$504,284.20.

Loveall/Groskreutz motion carried unanimously to accept quote from Arnold's of Alden of \$65,000 for a Case IH 150 A4 tractor after trade-in. Two other quotes were received from Smiths Mill Impl. Inc. of Smiths Mill for \$84,000 and Kibble Equipment of Blue Earth for \$108,500.

Roper/Young motion carried unanimously to accept quote of \$20,342.00 from Road Groom Manufacturing of Grundy Center, IA for a road groomer.

Loveall/Groskreutz motion carried unanimously to approve entering into a Joint Powers Agreement with City of Easton.

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Loveall/Groskreutz motion carried unanimously to approve Resolution 20-CB-29 to approve the repurchase of forfeited tax parcel 31.200.1710 in the City of Winnebago. Groskreutz, Loveall, Roper, Young, and Warmka voted yes.

RESOLUTION

WHEREAS, Parcel 31.200.1710 was forfeited to the State of Minnesota in favor of the Taxing Districts and

WHEREAS, the prior owner, Lynn Mehrhof-Hledik, has applied to repurchase the parcel for pursuant to Minn. Stat. 282.241 to 282.324, and

WHEREAS, the Faribault County Board of Commissioners has considered the application to repurchase the parcel and finds that it would be hardship for the owner to lose their home and that the repurchase would be in the public's best interest,

BE IT RESOLVED that Lynn Mehrhof-Hledik, the former owner of parcel #31.200.1710 described as the North Sixty-one feet (61') of Lot Eight (8), Block Fourteen (14), Original Plat, City of Winnebago, and also vacated strip ten feet (10') wide running North and South on East side of above North Sixty-one (61') of Lot Eight (8) be allowed to repurchase said parcel with the payment in full of the reinstated taxes, assessments, fees and costs as follows:

Taxes	\$ 1,779.70
Special Assessments	\$ 1,138.75
Penalty & Interest	\$ 1,744.45
2009 Publication Fee	\$ 20.00
Forfeiture Fee	\$ 120.00
Deed Tax	\$ 15.45

State Deed Fee \$ 25.00

Total Cost \$4,843.35

BE IT FURTHER RESOLVED that the repurchase price has been paid in full on March 4, 2020.

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Groskreutz/Loveall motion carried unanimously to extend temporary agreement for services with the Soil and Water Conservation District from March 1, 2020 to June 1, 2020.

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Young/Roper motion carried unanimously to approve liquor license renewals for Derby Inn, Minn-Iowa Golf Course, and Riverside Town & Country Club for the period of April 1, 2020 through March 31, 2021.

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Roper/Young motion carried unanimously to approve the transfer 2009 Dodge 2500 Sprinter van from Veterans Service to Building and Grounds.

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Young/Loveall motion carried unanimously to approve request of J. Schmidtke to attend 8-day National Assoc. of County Veteran Services Officer conference in Atlanta GA.

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Groskreutz/Roper motion carried unanimously to approve requests of M. Purvis, C. Albers, S. Adams, and B. Bonin to attend a 3-day MN BCA Missing Persons & Death Investigation conference in Breezy Point.

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Young/Loveall motion carried unanimously to pay the following bills:

Auditor warrants for February 1 to February 29, 2019 totaling \$ 500,533.23 as follows:

<u>Date</u>	<u>Amount</u>	<u>Description</u>
2/6/2020	108,257.94	Auditor warrants
2/13/2020	258,814.02	Auditor warrants
2/20/2020	25,784.62	Auditor warrants
2/27/2020	107,676.65	Auditor warrants

ACH-EFT warrants for February 1 to February 29, 2020 totaling \$ 893,301.72 as follows:

<u>Date</u>	<u>Amount</u>	<u>Description</u>
2/4/2020	413,625.85	Commissioner warrants
2/6/2020	22,240.23	Auditor warrants
2/13/2020	120,553.03	Auditor warrants
2/18/2020	336,320.99	Commissioner warrants
2/20/2020	392.81	Auditor warrants
2/27/2020	168.81	Auditor warrants

Audit list and auxiliary totaling \$ 956,058.35 as follows:

GENERAL REVENUE FUND	\$ 152,164.16
PUBLIC WORKS FUND	723,866.56
ECONOMIC DEV AUTHORITY	1,025.50
DEBT SERVICE FUND	102.72
DITCH FUND	73,421.86
HUNTLEY SEWER DISTRICT	493.75
NON REV/DISB A	<u>4,983.80</u>
	\$ 956,058.35

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The meeting was adjourned for March 2020.

Tom Warmka, Chair

Clara Vereide, Acting Clerk to the Board