

**REGULAR MEETING OF THE BIG STONE COUNTY BOARD**  
**April 7, 2009**

The Big Stone County Board of Commissioners met in the Commissioner's Room at 8:30 AM on Tuesday, April 7, 2009. Chairman Olson called the meeting to order with Commissioners Athey, Berning, Sandberg and Wulff present. Also present were Mike Swenson of the Ortonville Independent, HR Director Sue Schultz, County Attorney Bill Watson and County Auditor Michelle Knutson. The Pledge of Allegiance followed.

Motion by Sandberg, seconded by Wulff, and carried to approve the minutes of the March 17<sup>th</sup> regular meeting.

Motion by Athey, seconded by Berning and carried to approve the agenda with noted addition.

Commissioners reported on the following committees:

Athey – Prairie 5; Fair Board; JD 4;

Wulff – Extension; Minnesota River Board; MSSA

Berning – Property

Olson – RDC; JD 4; PrimeWest; Personnel

Sandberg – MSI; Property; Audit; Personnel

Motion by Sandberg and seconded by Wulff to authorize mileage reimbursement for Commissioner Athey to attend a board leadership training. Motion carried with Commissioner Athey abstaining.

Board consensus was to have Commissioners Olson and Berning and Attorney Watson meet with Chief Judge Nelson on April 13<sup>th</sup> at 9:00 AM at Attorney Watson's office to discuss concerns with the State's budget for the court system.

Discussion was held on open meeting rules in relation to committee meetings. Attorney Watson will request a recommendation from Attorney Ann Goering.

Sheriff John Haukos arrived at the meeting.

Motion by Athey, seconded by Sandberg and carried to ratify the hiring of Deb Berning as a temporary part time employee through December 31, 2009, at \$13 per hour with Commissioner Berning abstaining.

Upon the request of HR Director Schultz, motion by Sandberg, seconded by Berning and carried to table the agenda item regarding the termination of a probationary employee.

Motion by Sandberg, seconded by Wulff and carried to adopt the following resolution:

**2009-15**

WHEREAS, the Board of Commissioners of Big Stone County has reviewed a letter dated April 7, 2009 to an employee; and

WHEREAS, the letter contains private personnel data pursuant to the Minnesota Government Data Practices Act and cannot be released to the public.

NOW, THEREFORE, BE IT RESOLVED by the Big Stone County Board of Commissioners as follows:

1. The Board hereby approves the letter.
2. The Board authorized the Board Chair to sign the letter on behalf of the County and to deliver the letter to the employee.

HR Director Schultz reported that the overtime project for the Sheriff's Department for 2005-2008 is being finalized.

HR Director Schultz provided an update on the claim with Old Republic.

Motion by Wulff, seconded by Berning and carried to authorize payment of the following claims as presented by Auditor Knutson:

General	\$141,318.19
Highway	24,654.13
Ditch	37.20
State	<u>200.00</u>
Total	\$166,209.52

Motion by Berning, seconded by Sandberg and carried to execute the 3-year agreement with MAXIMUS for the completion of the 2009, 2010 and 2011 Indirect Cost Allocation Plans.

Motion by Athey, seconded by Wulff and carried to approve the On Sale Beer License for the Graceville Golf Club.

Auditor Knutson presented information of various liquor license fees in the County for the Board's review. The information will be discussed at the next meeting.

Sheriff Haukos presented the 2008 Annual Report for the Sheriff's Office for the Board's review.

Following a break, Chairman Olson moved the public hearing on the County's Capital Improvement Plan (the "Plan") and issuance of bonds (the "Bonds") under MN Statute 373.40 up to the Courtroom to accommodate those present. The County Auditor presented an affidavit showing publication of the notice of public hearing at least fourteen (14) days but not more than twenty-eight (28) days prior to the date fixed for the public hearing in the Ortonville Independent being the official newspaper of the County. The affidavit was examined, found to be satisfactory and ordered placed on file with the County Auditor.

Chairman Olson opened the hearing at 10:00 AM on the proposal to adopt the Plan and approve the issuance of the Bonds. The purpose of the hearing was explained, the nature of the Plan and the Bonds was discussed and all persons present who desired to do so were afforded an opportunity to express their views with respect to the proposal to approve the Plan and issue the Bonds. After all persons who wished to do so had stated their views on the proposals, Chairman Olson declared the public hearing to be closed at 11:13 AM.

The meeting was moved back to the Commissioner's Room.

Motion by Sandberg and seconded by Berning to adopt the following resolution:

**2009-16**

WHEREAS, Big Stone County has published notice of its intent to hold a hearing on the issuance of capital improvement plan bonds under Minnesota Statutes, Section 373.40 (the "Bonds") and on its proposed Capital Improvement Plan (the "Plan"), at least fourteen (14) but not more than twenty-eight (28) days prior to the date hereof, pursuant to and in accordance with Minnesota Statutes, Section 373.40 (the "Act"); and WHEREAS, the Big Stone County Board of Commissioners (the Board) held a public hearing on the date hereof on the Plan and on the issuance of the Bonds to finance capital improvements including construction and equipping of a new law enforcement

center and certain improvements to County roads, as described in the Act and in the Plan (the "Project"); and

WHEREAS, the Board has considered the factors described in subdivision 3 of the Act with respect to the Plan.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby a) authorizes the issuance of the Bonds in an amount not to exceed \$2,000,000 and b) approves the Plan. Ehlers & Associates, Inc. is hereby authorized, pursuant to Minnesota Statutes, Section 475.60, Subdivision 2, paragraph (9), to prepare and distribute an Official Statement and to solicit proposals for the Bonds on behalf of the County on a negotiated basis. This Board shall meet on May 19, 2009, for the purpose of considering proposals for the purchase of the Bonds and of taking such action thereon as may be in the best interests of the County.

Motion carried with Commissioner Athey voting Nay.

Engineer Anderson provided an update on the County Road #63 project.

Chairman Olson adjourned the meeting at 11:25 AM.

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Brent Olson, Chairman

ATTEST: \_\_\_\_\_  
Michelle R. Knutson, Auditor