

**OFFICIAL PROCEEDINGS OF BOARD OF COMMISSIONERS OF NOBLES COUNTY,  
MINNESOTA**

BOARD OF COMMISSIONERS of Nobles County met in regular session on Tuesday, June 05, 2018, in the Commissioners Room, at the Nobles County Government Center, Worthington, Minnesota. The following Commissioners were in attendance: Justin Ahlers, Gene Metz, Matt Widboom, Robert S. Demuth and Donald Linssen.

The meeting was called to order by Chairperson Demuth at 9:00 AM followed by the Pledge of Allegiance.

<b>1. Call to Order</b>	
<b>2. Pledge of Allegiance</b>	
<b>3. Approval of Agenda</b>	
<b><u>VOTING</u></b> It was duly passed to approve the agenda as presented. Moved by: Ahlers, Justin Seconded by: Widboom, Matt	
<b>4. Recognition</b>	
<b>4.1</b>	<b>Visitors &amp; Guests Welcome</b>
<b>5. Consent Agenda</b>	
<b>5.1</b>	<b>May 22, 2018 Regular Meeting Minutes</b> <b><u>Attachments:</u></b> May 22, 2018 Draft Regular Meeting Minutes
<b>5.2</b>	<b>DOC Housing Contract Renewal – Resolution 201828</b> <b><u>Attachments:</u></b> Resolution 201828 State of MN Joint Powers Agreement
<b>5.3</b>	<b>Public Health Emergency Preparedness (PHEP) Grant Amendment</b> <b><u>Attachments:</u></b> Community Health Board Grant Project Agreement Amendment
<b>5.3</b>	<b>Meetings &amp; Conferences - Travel Expenses</b> <b><u>Attachments:</u></b> Travel Expenses paid May 25, 2018
<b>5.4</b>	<b>Auditor's and Commissioner's Warrants</b> <b><u>Attachments:</u></b> Accounts Payable Summary Auditor's Warrants Commissioner's Warrants – General Revenue Commissioner's Warrants – Public Works Commissioner's Warrants – Family Service Fund
	A motion was made by Justin Ahlers and seconded by Robert S. Demuth to pull item 5.2 DOC Housing Contract Renewal out of the Consent Agenda. Discussion was held in regard to the daily rate the State pays Nobles County which has not changed for many years. Chairperson Demuth stated his recollection is that it had

	<p>been 15 years since it was last reviewed. Tom Johnson advised the Sheriff plans to attend the second meeting in July to present the Board with costs of the Jail and operations. Kathleen Kusz, County Attorney, advised the amount may not be negotiable, as with many State contracts.</p>
	<p><b><u>VOTING</u></b>  It was duly passed to pull item 5.2 DOC Housing Contract Renewal out of the Consent Agenda.  Moved by: Ahlers, Justin  Seconded by: Demuth, Robert S.</p>
	<p><b><u>VOTING</u></b>  It was duly passed to approve the Consent Agenda without item. 5.2.  Moved by: Metz, Gene  Seconded by: Linssen, Donald</p>
	<p>Discussion continued on item 5.2 DOC Housing Contract Renewal. Ms. Kusz asked if the Board wishes for the Sheriff to appear to provide the additional information or if he could provide the supplementary information for their review. Mr. Johnson advised that it is part of the intent of having the Sheriff presenting the Jail costs at the July meeting. Ms. Kusz further stated if the State won't negotiate there is nothing further to be done. Mr. Johnson replied that it is the immediate question if the State will negotiate.</p>
	<p><b><u>VOTING</u></b>  It was duly passed to table item 5.2 until further information is provided from the Sheriff.  Moved by: Ahlers, Justin  Seconded by: Demuth, Robert S.</p>
	<p><b>6. Public Hearing</b></p>
<b>6.1</b>	<p><b>Proposed Property Tax Abatement  (Brad and Jen Lonneman Parcel 18-0146-500)</b>  <b>A. Motion to open Hearing (Action)</b>  <b>B. Proposed Abatement – Discussion</b>  <b>C. Public Comment</b>  <b>D. Motion to close Hearing (Action)</b>  <b>E. Decision - Resolution 201826 (Action)</b></p>
	<p><b><u>VOTING</u></b>  A. On a motion by Gene Metz and seconded by Matt Widboom, it was duly passed to open the Proposed Property Tax Abatement Public Hearing.  B. Abraham Algadi, Worthington Regional Economic Development Corporation, was present to discuss the proposed property tax abatement and answer questions of the Board.  C. No public comments were received.  D. On a motion by Donald Linssen and seconded by Justin Ahlers, it was duly passed to close the Proposed Property Tax Abatement Public Hearing.  E. On a motion by Gene Metz and seconded by Justin Ahlers, it was duly passed to adopt Resolution 201826 approving tax abatement to Brad and Jen Lonneman for parcel 18-0146-500 pursuant to Minnesota Statute 469.1813.</p>
<b>6.2</b>	<p><b>Proposed Commercial Property Tax Abatement - Drenth Enterprises, Inc.</b>  <b>A. Motion to open Hearing (Action)</b>  <b>B. Proposed Abatement - Discussion</b>  <b>C. Public Comment</b>  <b>D. Motion to close Hearing (Action)</b>  <b>E. Decision - Resolution 201825 (Action)</b></p>
	<p><b><u>VOTING</u></b>  A. On a motion by Justin Ahlers and seconded by Matt Widboom, it was duly passed to open the Proposed Commercial Property Tax Abatement Public Hearing.  B. Tom Johnson presented the Board with information and answered questions of the</p>

	<p>Board. The construction would be completed on vacant lots next to the Pharmacy in Adrian and the building would be leased by Sanford Clinic.</p> <p>C. No public comments were received.</p> <p>D. On a motion by Gene Metz and seconded by Donald Linssen, it was duly passed to close the Proposed Commercial Property Tax Abatement Public Hearing.</p> <p>E. Chairperson Demuth stated for the record that the decisions for tax abatement are made on a case by case basis. The Board provided final comments including that this construction is a great opportunity for the City of Adrian and that the existing Sanford facility is dilapidated.</p> <p>On a motion by Justin Ahlers and seconded by Gene Metz, it was duly passed to adopt Resolution 201825 approving the proposed tax abatement to Drenth Enterprises for a period of ten (10) years with the annual amount of the tax abatement equal to fifty percent (50%) of the County's share of real estate taxes levied upon the facility.</p>
<b>7. Department Presentations</b>	
<b>7.1</b>	<b>MNDOT-Greg Ous, Gordon Regenscheid, Rebecca Arndt</b>
<b>A.</b>	<b>Capital Highway Investment Plan (CHIP)</b>
	<p>Greg Ous and Gordon Regenscheid, Mn Department of Transportation, presented the Board with information and answered questions in the areas of the MN State Highway Investment Plan and Statewide guidance, District 7 Investment Funding, 2018 Construction, 2019-2022 Area Transportation Improvement Program, 2023-2028 Capital Highway Investment Plan, District 7 Bicycle Plan and rural intersection lighting. The Board was advised that even after additional funding was provided by 2017 Legislature for 2018-2021, it still left a gap of \$400 million per year. Revenues are anticipated to fall \$600 million short per year for the years 2022-2027. They continue to work toward the ADA perspective. This year Nobles County only has 1 project which is the cable barrier on I-90. The cable system varies on which shoulder due to soil conditions and geometrics of the road. Chairperson Demuth stated he was contacted as to why the turn lane on Highway 60 (that connects old Highway 60 to Bigelow), is much shorter and emergency rescue services have had issues with people that have overshot the turn lane. Chairperson Demuth was not aware of any deaths that had occurred. The Board was advised that Greg Ous will take a look at this portion of the Highway and will respond back to Stephen Schneider. Commissioner Widboom questioned if there was any promotion that Nobles County can include in the Urban Lawmaker Tour and Mr. Regenscheid advised it is best to advocate for statewide transportation funding.</p> <p><b>Handout:</b>  MnDOT Distruct 7 Investment Update Powerpoint Presentation  MnDOT project maps</p>
<b>7.2</b>	<b>Public Works - Stephen Schnieder</b>
<b>A.</b>	<b>Highway</b>
<b>1.</b>	<b>Lismore Telephone Driveway Permit</b>
	<p>Stephen Schnieder, Public Works Director/County Engineer, Cliff Altman and Bill Loonan, Lismore Telephone, presented the Board with information and recommendations in the area of a request for an additional driveway on a small parcel of property where Lismore Telephone plans to construct a new shop. Discussion was held on future plans for the rest of the property and that the current driveway serves as</p>

	<p>a gravel public road more than a private driveway.  Commissioner Metz announced for the record that he would be abstaining from voting as he has board delegation with Lismore Cooperative Telephone Company.</p>
<p><b><u>VOTING</u></b>  It was duly passed to approve the permit with the new information received.  Moved by: Ahlers, Justin  Seconded by: Widboom, Matt  In favor: Ahlers, Justin; Widboom, Matt; Linssen, Donald; Demuth, Robert S.  Opposed: None  Abstained: Metz, Gene</p>	
<b>2.</b>	<b>Rushmore Car Show</b>
	<p>Stephen Schnieder, Public Works Director/County Engineer, presented the Board with information and a recommendation in the area of a permit application from the City of Rushmore to hold a community event, Rushmore Show and Shine Car Show, on July 14, 2018.  <u><b>Attachments:</b></u>  City of Rushmore Event Permit</p>
<p><b><u>VOTING</u></b>  It was duly passed to approve the permit application from the City of Rushmore with the condition that the certificate of insurance is provided prior to the event.  Moved by: Metz, Gene  Seconded by: Linssen, Donald</p>	
<b>B.</b>	<b>Environmental Services</b>
<b>1.</b>	<b>Conditional Use Permit #12-2018 Terry Pigman, Worthington</b>
	<p>Stephen Schnieder, Public Works Director/County Engineer, presented the Board with information and a recommendation in the area of a conditional use permit for a home extended business to consist of a 28' x 80' mini storage facility. This parcel of land is located on the South 10 acres of a 20 acre tract in Gov't Lot 1, Section 3, Twp. 101, Range 40 (Bigelow Twp).  <u><b>Attachments:</b></u>  Planning and Zoning Minutes May 23, 2018</p>
<p><b><u>VOTING</u></b>  It was duly passed to approve Conditional Use Permit #12-2018 to Terry Pigman, Worthington MN for a home extended business to consist of a 28' x 80' mini storage facility with conditions as recommended by the Planning Advisory Commission.  Moved by: Linssen, Donald  Seconded by: Demuth, Robert S.</p>	
<b>7.3</b>	<b>Auditor/Treasurer - Beth Van Hove</b>
<b>A.</b>	<b>Request for Additional Elections Temporary</b>
	<p>Beth Van Hove, Auditor-Treasurer, presented the Board with information and a recommendation in the area of staffing in preparation for the primary election. Since the 2018 budget approval, ISD 518 has informed the Auditor-Treasurer's office that they will be adding two referendum questions to the primary ballot and it is anticipated that the 2018 primary election will have a higher turnout than in previous years due to absentee voting.  <u><b>Attachments:</b></u>  June - August Calendars</p>

<b><u>VOTING</u></b>	<p>It was duly passed to approve the addition of a fourth temporary election employee at an estimated cost of \$6,432 to be hired beginning July 1, 2018.          Moved by: Ahlers, Justin          Seconded by: Widboom, Matt</p>
<b>B.</b>	<b>Tax Abatement - AGCO Corporation</b>
	<p>Beth Van Hove, Auditor-Treasurer, and Valerie Ruesch, Assessor, presented the Board with information and a recommendation in the area of a Notice of Entry of Judgment from the Fifth Judicial District Court in regard to the settlement between AGCO Corporation and Nobles County for the 2016 property value in question. The 2016 original and adjusted valuation for the property in question have been determined. The taxes due and payable in 2017 must be recalculated and adjusted. Any refund due pursuant to MN Statute §278.12, plus interest, must be made as outlined in the Notice of Entry of Judgment. The estimated abatement is \$11,772 plus interest. This expense is not included in the 2018 budget.</p> <p><b><u>Attachments:</u></b>          AGCO Notice of Entry of Judgment</p>
<b><u>VOTING</u></b>	<p>It was duly passed to authorize the payment to AGCO Corporation in compliance with the Stipulation for Valuation for Property Tax Id No. 28-0146-000.          Moved by: Metz, Gene          Seconded by: Linssen, Donald</p>
<b>C.</b>	<b>Tax Abatement - Bedford Industries</b>
	<p>Beth Van Hove, Auditor-Treasurer, and Valerie Ruesch, Assessor, presented the Board with information and a recommendation in the area of the correction of a clerical error in the assessed value due to an incorrect classification for 2017 taxes payable 2018 for Bedford Industries. The correction in assessed value was a reduction of \$911,800, which reduces the calculation for estimated 2018 taxes by \$30,524. Bedford Industries has paid the first half of 2018; therefore, the County would abate one half the estimate at approximately \$15,262.</p>
<b><u>VOTING</u></b>	<p>It was duly passed to approve the correction of the clerical error in the assessed value and any refund thereof for Bedford Industries Parcel 31-3786-450.          Moved by: Ahlers, Justin          Seconded by: Demuth, Robert S.</p>
<b>8. Administration Presentation - Tom Johnson</b>	
<b>8.1</b>	<b>Application for Payment - Gag Sheet Metal, Inc</b>
	<p>Tom Johnson, County Administrator, presented the Board with Payment Application No. 2 from Gag Sheet Metal Inc. for completed work on Project 18087-RC Nobles County Highway Department Reroofing project. Southwest Minnesota Housing Partnership Project Managers Craig Skorzewski and Shawn Nelson were present for questions of the Board and have recommended payment.</p> <p><b><u>Attachments:</u></b>          Gag Sheet Metal Application No. 2</p>
<b><u>VOTING</u></b>	<p>It was duly passed to approve Application for Payment No. 2 to Gag Sheet Metal Inc. in the amount of \$19,053.20 for work completed on Project 18087-RC Nobles County Highway Department Reroofing project.</p>

Moved by: Metz, Gene  
Seconded by: Widboom, Matt

**8.2 Application and Certificate for Payment - Roadside Developers/Bisbee Plumbing**

Tom Johnson, County Administrator, presented the Board with Payment Application No. 18-000900001 from Roadside Developers Inc., dba Bisbee Plumbing & Heating for completed work on the Air Handler Unit 4 replacement project. Engineering Design Initiative and Southwest Minnesota Housing Partnership Project Managers have recommended payment.

**Attachments:**  
Bisbee Application No. 18-000900001

**VOTING**

It was duly passed to approve Roadside Developers Inc, dba Bisbee Plumbing & Heating Application and Certificate for Payment No. 18-000900001 in the amount of \$3,151.43 for work completed on the Air Handler Unit 4 replacement project.

Moved by: Ahlers, Justin  
Seconded by: Linssen, Donald

**8.3 Request for Payment - Reitmeier Masonry, LLC**

Tom Johnson, County Administrator, presented the Board with Reitmeier Masonry, LLC Invoice 656701 for completed work on the 2018 Prairie Justice Center through Wall Flashing (Exterior Facade) project. Southwest Minnesota Housing Partnership Project Managers have recommended payment.

**Attachments:**  
Reitmeier Masonry Invoice 656701

**VOTING**

It was duly passed to approve payment for Reitmeier Masonry, LLC Invoice 656701 in the amount of \$18,250.00 for work completed on the 2018 Prairie Justice Center through Wall Flashing (Exterior Facade) project.

Moved by: Widboom, Matt  
Seconded by: Metz, Gene

**8.4 Official Date Change - County Board of Commissioners Work Session**

Tom Johnson, County Administrator, advised the July work session is scheduled for the day after the July 24th regular Board meeting and that it may be beneficial to change the date to Wednesday, August 1st, which would still leave 4 weeks before the regularly scheduled August work session on August 29th.

**Attachments:**  
2018 Meeting Calendar

**VOTING**

It was duly passed to approve the date change for the regularly scheduled work session from Wednesday, July 25, 2018 to Wednesday, August 1, 2018.

Moved by: Ahlers, Justin  
Seconded by: Widboom, Matt

**5.2 DOC Housing Contract Renewal - Resolution 201828**

Chris Dybevic, Chief Deputy Sheriff, and Monette Berkevich, Jail Administrator, attended the meeting to provide additional information for tabled item 5.2 DOC Housing Contract Renewal.

Mr. Dybevic stated that the State sets the rate, which is \$55/day, it is not negotiable, and requested that the Board remove the agreement from the table and approve the contract as there is an out clause. The Prairie Justice Center was built to serve the

	<p>purposes of these State contracts.  Ms. Kusz advised her understanding is that if this agreement expires at the end of June, any inmates held under this contract would be released out of jail immediately. Commissioner Ahlers questioned if the agreement could be extended for 1 month to allow time for more information before making a decision. Ms. Kusz advised the State would not redo an agreement for one month and the agreement before them has a 30 day cancellation, which would allow time for the Sheriff to present the Jail costs in July. Mr. Dybevick reiterated to the Board that this contract rate is not negotiable, that the Sheriff's Department recommends approving the agreement as presented and that the Board can cancel the agreement within 30 days.</p>
<p><b><u>VOTING</u></b>  It was duly passed to remove the DOC Housing Contract from the table.  Moved by: Ahlers, Justin  Seconded by: Widboom, Matt</p>	
<p><b><u>VOTING</u></b>  It was duly passed to adopt Resolution 201828 authorizing the County Board Chair and County Administrator to sign, on behalf of Nobles County, the State of Minnesota Joint Powers Agreement for the provision of secure housing for offenders committed to the Commissioner of Corrections.  Moved by: Metz, Gene  Seconded by: Demuth, Robert S.</p>	
<p><b>9. Inter-Agency Reports / Announcements</b></p>	
<p><b>9.1</b></p>	<p><b>Committee and Board Reports</b>  <u>Attachments:</u>  Nobles County Planning and Zoning Minutes May 23, 2018</p>
	<p>District I - Commissioner Ahlers had no report.</p> <p>District II - Commissioner Metz had no report.</p> <p>District III - Commissioner Widboom reported he was finalizing the livestock/agricultural stop for the Urban Lawmaker Tour and that steaks will be provided at lunch by the Cattleman's Association.</p> <p>District IV - Commissioner Demuth referred to page 168 of the board packet in the minutes of the Planning Advisory Commission that Legal Counsel does not recommend making a road agreement part of the County's application process when considering permits for animal units and their proximity to others.</p> <p>District V - Commissioner Linssen reported on Southern Prairie Community Care.</p> <p>Management Team - Attorney Kathleen Kusz had no report.</p> <p>County Administration - Administrator Johnson reported on the upcoming AMC District 8 meeting, the annual meeting of NACO (National Association of Counties) Urban Lawmaker tour, and the retirement notice of CPUi.</p>
<p><b>9.2</b></p>	<p><b>Correspondence</b>  <u>Attachments:</u>  Recruitment Memo  Art Center Appropriation Payment  AMC District 8 Agenda  Workplace Diversity Event  Historical Society Appropriation Payment</p>

9.3	<b>Calendar</b> <u><b>Attachments:</b></u> Commissioners Calendar – June 2018
10. Other /	<b>Future Business</b> <b>AMC District 8 Spring Mtg</b> Thursday, June 7, 2018 8:00 a.m. – 12:00 noon River City Eatery, 344 10 <sup>th</sup> Street, Windom MN  <b>Board of Equalization</b> Tuesday, June 12, 2018 6:00 p.m. – 7:00 p.m. Board of Commissioners Rm, Gvt Ctr, 315 Tenth Street, Worthington MN  <b>Special Meeting of Cities, Townships &amp; NEON</b> Tuesday, June 19, 2018 6:30 p.m. Reading Community Center, Bingo Room, 26991 200 <sup>th</sup> Street, Reading MN
11. Adjournment	
<b><u>VOTING</u></b>	It was duly passed to adjourn the meeting at 10:38 a.m. Moved by: Linssen, Donald Seconded by: Metz, Gene



(Chairperson)



(County Administrator)