

OFFICIAL PROCEEDINGS OF BOARD OF COMMISSIONERS OF NOBLES COUNTY, MINNESOTA

The Board of Commissioners of Nobles County met in regular session on Tuesday, June 22, 2021, at the Board of Commissioners Room, Government Center, Worthington, Minnesota. The following Commissioners were in attendance in the Board Room: Gene Metz, Donald Linssen, and Bob Paplow, Robert S. Demuth. Commissioner Justin Ahlers was absent.

The meeting was called to order by Chairperson Metz at 9:00 A.M. followed by the Pledge of Allegiance.

1.0 Call to Order	
2.0 Pledge of Allegiance	
3.0 Approval of Agenda	
VOTING It was duly passed to approve the agenda as presented. Motion by: Linssen, Donald Seconded by: Demuth, Robert S.	
4.0 Recognition	
5.0 Consent Agenda	
5.1	June 06, 2021 Regular Board Meeting Minutes Draft Attachments: June 06, 2021 Draft Regular Board Meeting Minutes
5.2	Meetings and Conferences – Travel Expenses Attachments: Expenses paid June 18, 2021
5.3	Auditor’s & Commissioner’s Warrants Attachments: Accounts Payable Summary Auditor’s Warrants
5.4	Fraud Prevention Cooperative Agreement Attachments: Agreement
5.5	Fee Schedule Update Attachments: 2021 Approved Fee Schedule
VOTING It was duly passed to approve the consent agenda as presented. Moved by: Paplow, Bob Seconded by: Demuth, Robert S.	
6.0	Department Presentations
6.1 (A)	M.A. Mortenson Companies, Inc. – Minneapolis, MN – CUP #08-2021 Attachments: 06/16/21 Planning and Zoning Draft Minutes
M.A. Mortenson Companies Inc., Minneapolis, MN, applicant, Doris E. Brake & Donald S. Brake Trustees, Wilmont, MN, landowners, requesting a conditional use permit for the excavation and stockpile of gravel, sand, topsoil, clay & the temporary storage of crane mats for the Nobles 2 Wind project. Public hearing is required under Section 508 Mining and Excavation Permits of the Nobles County Land	

Use Ordinance. This parcel of land is located in the SE ¼ except a 3.10-acre tract, a 3.33-acre tract, and a 7.37-acre tract in Section 28, TWP 104, Range 42, (Wilmont Township). Conditions presented were:
1. Landowner must control dust. This could include but is not limited to: slowing down of the trucks hauling, being aware of wind direction and possibly taking an alternate route, or applying water or other approved dust control substances. 2. Weeds must be controlled in and around the stockpile site.

VOTING

It was duly passed to approve CUP#08-2021 with conditions as stated.

Motion by: Demuth, Robert S.

Seconded by: Linssen, Donald

6.1 (B) Paul Langseth – Worthington, MN – Amendment to CUP #03-2020

Attachments:

Planning and Zoning Staff Comments

06/16/21 Planning and Zoning Draft Minutes

A review of CUP # 03-2020, Langseth Lodge, Paul Langseth, Worthington, MN. This parcel of land is located in Government Lots 2 & 3 in the NE ¼ except a tract 200' x 880' in the NE ¼, Section 5, Twp. 101, Range 39, (Indian Lake Township). Discussion was had on amending condition #5 of the CUP to read: **The applicant is responsible for applying dust control on 280th Street consisting of calcium chloride or any other environmentally friendly dust control product prior to May 1 annually. The dust control substance must be applied on 280th Street from a point beginning 1,130' west of the intersection of Sundberg Avenue and 280th Street and continuing west for a total distance of 830'. This includes the 630' frontage, plus 100' to the east and 100' to the west of the existing 760' x 630' acreage.** Chairperson Metz stated that only information not previously heard during the Planning and Zoning meeting would be allowed. Comments were received from neighbors of the lodge: Al Langseth & Jamie Langseth. They voiced concerns regarding the dust, size and time of the events. Also present was Attorney Kevin Stroup representing Al Langseth. Discussion was had that the size of the events governs the amount of dust but also the disruption the vehicles cause going past their home. Ultimately it was decided to amend condition #5 of the original CUP.

VOTING

It was duly passed to amend CUP #03-2020 Langseth Lodge, Paul Langseth, Worthington, MN by amending condition #5 to the following:

5.) The applicant is responsible for applying dust control on 280th Street consisting of calcium chloride or any other environmentally friendly dust control product prior to May 1 annually. The dust control substance must be applied on 280th Street from a point beginning 1,130' west of the intersection of Sundberg Avenue and 280th Street and continuing west for a total distance of 830'. This includes the 630' frontage, plus 100' to the east and 100' to the west of the existing 760' x 630' acreage.

Motion by: Demuth, Robert S.

Seconded by: Paplow, Bob

6.2 (A) CSAH 35 Oxford Street Reconstruction MoU Funding Agreement

Attachments:

MoU

Resolution 202134

The City of Worthington is planning the reconstruction of County State Aid Highway 35/Oxford Street from McMillan Street to Humiston Avenue in 2022. Both the City of Worthington and Nobles County will receive \$1.5 million in federal funding to pay for the project. The City and County are responsible for the 20% matching funds for the federal funding, along with any costs above that amount. An agreement is needed to determine the cost split for the remaining funding. This segment of roadway is a county state aid highway and falls under Nobles County's jurisdiction. The City of Worthington maintains the roadway as part of an agreement when the state highway was turned back to Nobles County. County State Aid Highway funding is provided for the driving lanes of the road, with the parking and turning lanes and sidewalk funding coming from the city. For past projects cost shared with the city, the split has been 50/50 for those costs that are state aid eligible with the remaining non-participating costs such as public utilities being paid by the

city. The right of way is being paid for by the county since the roadway belongs to Nobles County. The agreement was presented to the City Council for approval on June 14, 2021.

VOTING

It was duly passed to approve the MoU with the City of Worthington and adopt resolution 202134.

Motion by: Paplow, Bob

Seconded by: Metz, Gene

6.2 (B) City of Brewster Parade and Event Permit Application

Attachments:

Application

The City of Brewster is planning to hold their City celebration, Brewster Fun Days, on Saturday, July 17, 2021. As part of the celebration, they are requesting to close County State Aid Highway 1, 10th Street and County State Aid Highway 14, 2nd Avenue between 1:00 p.m. to 2:00 p.m. Board policy requires board approval to close the county highways for a city celebration.

VOTING

It was duly passed to approve the parade and event permit application for the City of Brewster.

Moved by: Linssen, Donald

Seconded by: Paplow, Bob

6.3 (A) Professional Services Agreement – WellShare International

Attachments:

Grant Proposal

Community Services would like to enter into this Professional Services Agreement with WellShare, International. The purpose of the Agreement is to provide bilingual community health workers who will offer education and outreach regarding COVID-19 vaccination at various community events. Community Services was recently notified by the MN Department of Health that they are eligible for up to \$330,641.00 in COVID-19 vaccine implementation and COVID-19 response grant funding. A major focus for this funding is COVID-19 vaccine implementation and distribution and the agreement includes an objective that it can be used for “Increased staffing by contracting with or hiring additional staff to work with rural communities of color, and/or communities of high social vulnerability.” Per this Agreement, Community Service will provide up to \$50,000 of this funding to WellShare International to fund the deployment of Community Health Worker staff to our community.

VOTING

It was duly passed to approve the professional service agreement with WellShare International.

Moved by: Demuth, Robert S.

Seconded by: Linssen, Donald

6.4 (A) Senior Engineering Technician

Rocky Kolar, Engineering Support Supervisor retired on April 30, 2021. The engineering staff are fairly new employees and some of our bridges need to be inspected this year. The road construction season is just getting under way. With the retirement of the engineering supervisor and the public works director the newer engineering staff will need some guidance. In addition, we are required to inspect some of our bridges annually which is usually done in the fall. Bruce Heitkamp, County Administrator and Sue Luing have visited with Rocky Kolar if he would be interested in coming back on a part time/intermittent basis. He is interested but has 3 requests.

1. He wants to be paid \$78.21/hour which is his old job wage at time and a half plus additional money to account for filing his federal and state income taxes. He can only earn \$18,960/year.

2. He wants to be paid the IRS rate for mileage for the round trip from his home in Westbrook to the public works building.

3. He wants a 2 year agreement so that he can finish all the bridges in this cycle and the associated reporting associated with it. At that time 2 employees will be certified to inspect bridges.

VOTING

It was duly passed to approve

1. Approve hiring Rocky Kolar as a Senior Engineering Technician as a part time/intermittent employee. At the pay rate of \$78.21/hour.

<p>2. Approve paying Rocky Kolar the IRS rate for mileage for the round trip from his home in Westbrook to the public works building.</p> <p>3. Approve maintaining his employment until spring of 2023 to complete the bridge inspections.</p> <p>Moved by: Paplow, Bob</p> <p>Seconded by: Demuth, Robert S.</p>	
7.0 Administration Presentation	
7.1	<p>Emergency Manager Appointment and Oath</p> <p><u>Attachments:</u> Oath</p>
<p>Tawn Hall, started her Emergency Manager/Deputy Administrator position with Nobles County on Monday, June 21, 2021. Emergency Managers are appointed by the County Board in accordance with Chapter 12 of Minnesota Statutes. The Emergency Management Director (Manager) is to take an oath to perform the duties as the Emergency Director. The oath was administered by Chair person Metz.</p>	
VOTING	
<p>It was duly passed to appoint Tawn Hall as Nobles County Emergency Manager effective June 21, 2021.</p> <p>Moved by: Linssen, Donald</p> <p>Seconded by: Metz, Gene</p>	
7.2	<p>Resolution in Support of Recognition for County Staff for COVID-19 Response</p> <p><u>Attachments:</u> Resolution 202135</p>
<p>The Association of Minnesota Counties (AMC) are starting a statewide initiative to request that a day be proclaimed for county workers due to their COVID-19 response efforts. Resolution 202135 will be offered as an opportunity for Nobles County to join in this statewide effort to proclaim a day in recognition of the great county employees here at Nobles County and other county employees throughout the state.</p>	
VOTING	
<p>It was duly passed to adopt resolution 202135.</p> <p>Moved by: Linssen, Donald</p> <p>Seconded by: Paplow, Bob</p>	
7.3	<p>Lincoln Pipestone Rural Water System Board of Commissioners Appointments</p> <p><u>Attachments:</u> Appointees Bio's Resolution 202133</p>
<p>The Lincoln Pipestone Rural Water Association Board of Commissioners (LPRW) is acknowledging that three of their Commissioners have terms ending on December 31, 2021. Those three Board Members are: Joseph Weber, Rod Spronk, and Jerry Lonneman. On May 24, 2021, the LPRW Board unanimously acted to recommend Board Members Joseph Weber, Rod Spronk, and Jerry Lonneman all be reappointed to four (4) year terms, pursuant to Minnesota Statutes 116A, beginning on January 1, 2022. The LPRW Board is now requesting the Nobles County Commissioners acknowledge, by resolution, the aforementioned Commissioners are qualified to act as LPRW Commissioners and are worthy of reappointment.</p>	
VOTING	
<p>It was duly passed to adopt resolution 202133 to recommend the appointment of Joseph Weber, Rod Spronk, and Jerry Lonneman, respectively, to the LPRW Board of Commissioners pursuant to Statutes 116A for four (4) year terms, beginning on January 1, 2022 and expiring on December 31, 2025.</p> <p>Moved by: Paplow, Bob</p> <p>Seconded by: Demuth, Robert S.</p>	
7.4	<p>Short Term Engineer Agreement</p>
<p>The Nobles County Engineer is retiring on June 30, 2021. Efforts to appoint a new County Engineer, through a hiring process, will not take place by July 1, 2021. According to Minnesota Statute 163.07, the county board of each county shall appoint a highway engineer who may have charge of the highway work of the county and the forces employed thereon, and who shall make and prepare all surveys, estimates, plans, and specifications which are required of the engineer. The agreement has yet to be reviewed by County Attorney Sanow which led to a decision to act on the agreement after Mr. Sanow could review it.</p>	
VOTING	

It was duly passed to table the Short Term Engineer Agreement until a Special Board meeting on June 30th 2021.

Moved by: Linssen, Donald

Seconded by: Demuth, Robert S.

8.0 Inter-Agency Reports/Announcements

8.1 Committee and Board Reports

District I - Commissioner Ahlers – Absent.

District V - Commissioner Linssen – Reported on the Chief Elected Officials meeting and also reported on the Martin County internship program. Lastly reported on several of the DEED offices are closing once their lease is up and continuing to work from home.

District IV – Commissioner Demuth – Reported on tagged carp in surrounding lakes. Also on meetings attended such as EET, the BOE, Soils & Water, DAC, Planning and Zoning and RNCC.

District II - Commissioner Metz – Reported that both the Plum Creek Library and SMOC are both needing to hire new directors. Updated on plans for the EWR picnic scheduled to be July 14th 2021.

District III - Commissioner Paplow – Reported on a Fair Board meeting an the planning process for the 2021 fair.

Administration – Bruce Heitkamp – Updated on several county projects.

8.2 Correspondence

Attachments:

Recruitment Update

Nobles County Art Center Board Meeting Minutes 6/8/21

HLWD Meeting Agenda 6/16/21

SWCD Meeting Minutes 5/19/21

SWCD Meeting Agenda 6/16/21

8.3 Calendar

Attachments:

June 2021

July 2021

9.0 Work Session – Wednesday June 30, 2021

8:30 a.m. Nobles County Board Room

Board Meeting – Tuesday July 06, 2021

9:00 a.m. Nobles County Board Room

Board Meeting – Tuesday July 20, 2021

9:00 a.m. Nobles County Board Room

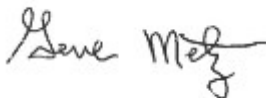
10.0 Adjournment

VOTING

It was duly passed to adjourn the meeting at 10:12 a.m.

Moved by: Linssen, Donald

Seconded by: Paplow, Bob



(Chairperson)



(County Administrator)

