

OFFICIAL PROCEEDINGS OF BOARD OF COMMISSIONERS OF NOBLES COUNTY, MINNESOTA

The Board of Commissioners of Nobles County met in regular session on Wednesday, July 05, 2023, at the Government Center, in the Commissioner’s Board Room, Worthington, Minnesota. The following Commissioners attended: Robert S. Demuth, Justin Ahlers, Gene Metz, Bob Paplow and Chris Dybevick.

Chairman Demuth called the meeting to order 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 with the addition of item 7.4 (County Attorney Position) as a discussion item. Motion by: Ahlers, Justin Seconded by: Paplow, Bob	
4.0 Recognition	
4.1 Visitors and Guests Welcome	
4.2	Jon Ramlo, Rock Nobles Community Corrections Director, was recognized for 20 years of service.
5.0 Consent Agenda	
5.1 (A)	June 20, 2023 Regular Board Meeting Minutes Draft <u>Attachments:</u> June 20, 2023 Draft Minutes
5.2 (A)	Meetings and Conferences – Travel Expenses <u>Attachments:</u> Expenses paid June 30, 2023
5.3 (A)	Auditor’s & Commissioner’s Warrants <u>Attachments:</u> Accounts Payable Summary Auditor’s Warrants
5.3 (B)	Auditor’s & Commissioner’s Warrants – Vendors paid over \$2,000 <u>Attachments:</u> Auditor’s Warrants
5.3 (C)	Breakdown of Wells Fargo Payments <u>Attachments:</u> On Behalf of Payment Reports
5.4	2023 Data Access Policy Update <u>Attachments:</u> Nobles County Attorney Inventory of Not Public Data on Individuals 2023 Classification of Data Data Practices Policy (Individual Data Subjects) Data Practices Policy (Public Information)
5.5	Housing Support Agreement <u>Attachments:</u> Ecumen Meadows
5.6	MN DNR Snowmobile Maintenance Grant Agreement DNR Snowmobile Trails Assistance Program <u>Attachments:</u> Resolution 202322
VOTING	
It was duly passed to approve the consent agenda as presented. Moved by: Metz, Gene Seconded by: Dybevick, Chris	
6.0 Department Presentations	
6.1 (A)	Ryan Henning – DBA Henning Construction – Worthington, MN – CUP #06-2023

	<p>Attachments: Planning and Zoning Minutes</p>
<p>Ryan Henning, Henning Construction, Adrian, MN requested to amend his Conditional Use Permit for expansion of the existing stock pile site with crushing operations: Public hearing is required under Section 505.2 any change involving structural alterations, enlargement, intensification of use, or similar change not specifically permitted by the conditional use permit issued shall require an amended conditional use permit. This parcel of land is located on a Tract 722' x 1267', NE1/4, NW1/4 in Section 15, Township 102, Range 40.</p>	
<p>VOTING It was passed to approve Conditional Use Permit #06-2023. Moved by: Ahlers, Justin Seconded by: Paplow, Bob</p>	
<p>6.2 (A)</p>	<p>Nobles County Child Care Grants Approval Request Attachments: Applicant Seven Applicant Ten Applicant Nine</p>
<p>In December 2022, The Nobles County Board of Commissioners approved up to \$400,000 in funding to be utilized for three child care grant programs in the county. These funds are intended to accompany funding from the Minnesota Department of Employment and Economic Development (DEED) Grant. In April 2023 a framework was developed for two of the grant programs and a review committee was formed to review applications and make recommendations. The review committee met on Tuesday, June 26, 2023 to evaluate three applications for funding that had been received under the Child Care Provider Fund Grant and one application under the Capacity and Expansion Grant. Of the three applications received for the child care provider fund, two were recommended for approval and one had to be denied due to not meeting application guidelines. The application to the capacity and expansion grant was also recommended for approval. We are here before you today to request approval in moving forward with the three funding requests that were approved by the committee and that will be funded through a combination of DEED grant and County funds once the Board approves them.</p>	
<p>VOTING It was passed to approve applicant seven for the Nobles County Child Care Grant. Moved by: Ahlers, Justin Seconded by: Dybeveck, Chris</p> <p>It was passed to approve applicant ten for the Nobles County Child Care Grant. Moved by: Paplow, Bob Seconded by: Metz, Gene</p> <p>It was passed to approve applicant nine (capacity grant) for the Nobles County Child Care Grant. Moved by: Metz, Gene Seconded by: Dybeveck, Chris</p>	
<p>6.2 (B)</p>	<p>Fiscal Host Agreement – Des Moines Valley Health and Human Services and the Southwest Minnesota Adult Mental Health Consortium Attachments: Amended Fiscal Host / Agent Agreement</p>
<p>Nobles County is one of 18 counties that makes up the Southwest MN Adult Mental Health Consortium which receives the bulk of its funding through the MN Department of Human Services. DVHHS has served as the fiscal host for our consortium for many years. Fiscal hosting includes tasks such as creating monthly accounting reports for the Consortium board meetings, creating invoices, printing and mailing checks, attending meetings and assisting with the Consortium’s annual audit. At the January 24th Board meeting, the original fiscal host agreement between DVHHS and the Consortium was approved. Not all 18 counties in the Consortium approved the original fiscal host agreement. Subsequently, changes were made to the Indemnification language under Section 10 of the agreement. Those changes have now been approved by Joseph Sanow, Nobles County Attorney. The funding for the fiscal host services to be provided to DVHHS will come directly from the Consortium’s grant funds and there will be no cost to Nobles County.</p>	
<p>VOTING</p>	

It was duly passed to approve the amended fiscal host agreement between Des Moines Valley Health and Human Services and the Southwest Minnesota Adult Mental Health Consortium.

Moved by: Paplow, Bob

Seconded by: Demuth, Robert S.

6.2 (C) **Memorandum of Understanding with the Southwest Minnesota Adult Mental Health Consortium**

Attachments:

Memorandum of Understanding

Nobles County is one of eighteen Counties that make up the Southwest Adult Mental Health Consortium, a joint powers-based entity that was developed to create a community-based mental health system that would provide flexible, region-specific services to adults with serious and persistent mental illness. The Consortium is primarily grant funded through Adult Mental Health Initiative dollars administered by the Department of Human Services. The Consortium also receives Federal Financial Participation funding through its work with Medicaid eligible individuals. Due to the recently ended public health emergency, the Consortium received increased Federal participation dollars to assist in strengthening capacity and assisting Medicaid eligible individuals in gaining access to needed medical, social, educational, and other services (including mental health services). In determining priority usages for the additional dollars received the Consortium Board voted to grant a total of \$125,157.00 to Nobles County to be used towards furnishing the client treatment spaces of the short-term crisis facility and to purchase the technology necessary to establish an electronic health record and telehealth support system for the facility. This memorandum of understanding outlines the parameters under which we will work together utilizing this funding.

VOTING

It was duly passed to approve the memorandum of understanding with the Southwest Minnesota Adult Mental Health Consortium.

Moved by: Ahlers, Justin

Seconded by: Metz, Gene

6.3 (A) **County State Aid Highway (CSAH) 25 Maintenance Overlay**

Attachments:

Duininck Proposal

Minnesota Paving & Materials Proposal

CSAH 25 between Oxford Street and I-90 was last resurfaced in 1993 (30 years old). This short road segment is requiring considerable patching, which is costly and labor intensive. This is expected to continue and increase each year if not addressed. It is staffs opinion that the road is in critical need of a maintenance overlay to efficiently address this deficiency. Due to the small scale of the work, the County solicited quotes to address the need. Quotes were requested from three bituminous paving contractors in our region. Two submitted quotes and the third (M.R. Paving) respectfully declined to bid due to their current schedule and obligations. The low quote was received from Duininck, Inc. for \$141,195.60. The other quote was from Minnesota Paving Materials and was for \$154,534.00. The work is intended to be accomplished with either local funds generated from the wheelage tax or state aid maintenance funds. It should be noted that the work does not exceed the bid threshold of \$175,000 defined in MN Statute 471.345.

VOTING

It was duly passed to approve bid for CSAH 25 maintenance overlay to Duininck, Inc. for \$141,195.60.

Moved by: Ahlers, Justin

Seconded by: Paplow, Bob

6.3 (B) **Public Works Update**

Aaron Holmbeck, Public Works Director, updated the board on Public Works projects.

7.0 Administration Presentations

7.1 **Nobles County Library Summer of 2024 Outreach Project Federal Library Services and Technology Act Grant**

Attachments:

Grant Budget Plan

Summary Budget

Application

The Nobles County Library is attempting to attain a grant for mobile library services for the summer of 2024. The money would be used for staffing and other expenses related to sponsoring the mobile library visits. The mission of this project is visiting Nobles County's outlying communities to offer library services and to market the Nobles County Library

Services' existing service opportunities. The Library staff realizes this project hinges upon obtaining this grant. As with other grants, the hired staff would be notified of the duration of the hiring period. The attempt to attain this grant does not obligate the county to provide employment or the services after the grant is complete.

VOTING

It was duly passed to approve applying for the Federal Library Services and Technology Act Grant.

Moved by: Paplow, Bob

Seconded by: Metz, Gene

7.2 **Southwest Minnesota Private Industry Council (PIC) Lease Extension**

Attachments:

Current Lease Agreement

The Southwest Minnesota Private Industry Council (SWMNPIC) and the Department of Education and Economic Development (DEED) both respectfully lease and share office space within the Nobles County Government Center. SWMNPIC's lease is due on June 30, 2023. The aforementioned organizations don't know the exact space they'll need in the upcoming five (5) years. Representatives from SWMNPIC and DEED were going to make efforts to discuss space needs prior to the lease lapsing, which is June 30, 2023. However, the space needs are not completely ascertained. Therefore without space needs known, SWMNPIC is requesting a six (6) month extension to their existing lease to obtain the needed information.

VOTING

It was duly passed to approve a lease extension to the Southwest Minnesota Private Industry Council until December 31, 2023.

Moved by: Ahlers, Justin

Seconded by: Paplow, Bob

7.3 **Reading Sanitary Sewer Ditch Petition Study**

Summit Lake Township received a Notice of Violation from the Minnesota Pollution Control Agency in 2012 pertinent to Reading, MN's sanitary system. Subsequently, the County Commissioners addressed hearings and other procedures to establish a Subordinate Service District for the Village of Reading. Efforts have been made to establish this sanitary service infrastructure since this time. A local committee has worked with consultants and the Minnesota Pollution Control Agency to identify possible solutions to establish a sanitary system for the Village of Reading. One item involved within these scenarios is discharging effluent into a public ditch. Engineer recommendation is to discharge effluent into a public ditch. A study will be required as part of the petition for a sanitary pond outlet into a ditch.

VOTING

It was duly passed to approve a ditch petition study for the Reading Sanitary Sewer project.

Moved by: Ahlers, Justin

Seconded by: Dybeveck, Chris

7.4 **Nobles County Attorney Position**

(Addendum)

With the unexpected death of County Attorney Joseph Sanow, the board needs to discuss directives for a future appointment of a new County Attorney.

8.0 Inter-Agency Reports / Announcements

8.1 **Committee and Board Reports**

Attorney –No Report.

District I – Commissioner Ahlers – No Report.

District III – Commissioner Paplow – No Report.

District II – Commissioner Metz – Reported on Coffee with Commissioners and the Buffalo Ridge Regional Rail Authority meeting.

District V – Commissioner Dybeveck – Reported on Coffee with the Commissioners.

District IV – Commissioner Demuth – No Report.

Administration – No Report.	
8.2	Correspondence Attachments: Recruitment Memo
8.3	Calendar Attachments: July 2023
9.0	Other / Future Business
<p>(Postponed) Cannabis Legalization Meeting – Thursday July 6, 2023 6:30 p.m. Government Center Farmers Room, Worthington, MN</p> <p>Board Meeting – Tuesday July 18, 2023 9:00 a.m. Government Center Board Room, Worthington, MN</p> <p>Work Session – Wednesday July 26, 2023 8:30 a.m. Government Center Board Room, Worthington, MN</p>	
<p>10.0 Adjournment It was duly passed to adjourn the meeting at 10:10 a.m. Moved by: Ahlers, Justin Seconded by: Paplow, Bob</p>	



Nobles County Board Chair



Nobles County Administrator