

OFFICIAL PROCEEDINGS OF BOARD OF COMMISSIONERS OF NOBLES COUNTY, MINNESOTA

The Board of Commissioners of Nobles County met in regular session on Tuesday, October 03, 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	
<u>VOTING</u> It was duly passed to approve the agenda with addendums. Motion by: Paplow, Bob Seconded by: Metz, Gene	
4.0 Recognition	
4.1 Visitors and Guests Welcome	
5.0 Consent Agenda	
5.1 (A)	September 19, 2023 Regular Board Meeting Minutes Draft <u>Attachments:</u> September 19, 2023 Draft Minutes
5.2 (A)	Meetings and Conferences – Travel Expenses <u>Attachments:</u> Expenses paid September 22, 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
5.4	2024-2025 Minnesota Family Investment Program (MFIP) Biennial Service Agreement (BSA) <u>Attachments:</u> Agreement
5.5	Nobles & Jackson County Judicial Ditch No. 9 – Bid Package #4 – Pay Application #4 Nobles & Jackson County Judicial Ditch No. 9 – Bid Package #4 – Change Order #4 <u>Attachments:</u> Pay App Change Order
<u>VOTING</u> 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)	Francisco Gonzales – Worthington, MN – CUP #10-2023 <u>Attachments:</u> Planning and Zoning Minutes
Francisco Gonzales of Worthington, MN, a conditional use permit for an automotive repair business. Public Hearing is required under Section 603.4 Home Extended Business, of the Nobles County Planning and Zoning Ordinance. This parcel of land is located approximately on a 3.57 acre tract in the NW Corner, NW1/4, Section 12, Township 103, Range 40, Elk Township. The Planning and Zoning board is recommending approval of the request of Francisco Gonzales of Worthington MN a request to operate an automotive repair business with the following conditions: 1) No more than five (5) repairable automobiles on site at any time.	

- 2) All vehicle fluids must be contained and disposed of according to State of Minnesota rules.
 - 3) This permit is only good for repairing of vehicles.
 - 4) Auto sales limited to what can be legally sold by an individual on an annual basis under Minnesota law.
- Discussion was had and Commissioner Demuth expressed that the Township the business is being proposed in, is in favor of the approval.

VOTING

It was duly passed to approve CUP #10-2023 as presented.

Moved by: Dybevic, Chris

Seconded by: Paplow, Bob

6.2 (A) **Nobles County Child Care Grants Approval Request**

Attachment:

Grant Application 15

Grant Application 17

Grant Application 19

Grant Application 20

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 the past year, contracted and county staff developed a framework for two of the grants and opened the programs for applications in April 2023. In April 2023, a review committee was formed to review the applications from child care providers and make recommendations to the Board for the approval of those applications. The review committee met on Tuesday, September 19, 2023 to evaluate five applications for funding that had been received. Of the five applications received, four were approved for funding and one was considered ineligible.

VOTING

It was duly passed to approve applicant 15 for \$4,000.

Moved by: Ahlers, Justin

Seconded by: Paplow, Bob

It was duly passed to approve applicant 17 for \$8,458.62.

Moved by: Dybevic, Chris

Seconded by: Metz, Gene

It was duly passed to approve applicant 19 for \$4,000.

Moved by: Metz, Gene

Seconded by: Dybevic, Chris

It was duly passed to approve applicant 20 for \$4,000.

Moved by: Paplow, Bob

Seconded by: Ahlers, Justin

6.3 (A) **Surplus Property and Capital Equipment Purchase**

Attachment:

Nobles County Public Works Surplus Property

Bobcat Quote

Over the year, equipment and certain materials become old, are replaced, or are no longer used in our maintenance and construction operations. To dispose of these items, they need to be declared surplus property to be sold. The items presented have been replaced or are no longer needed. Declaring the items surplus will allow for them to be sold. For items #S205 and #391, the planned method of disposal would be through an online auction service. For the FCC skid loader snow blade, we are looking to trade it in for an appropriate sized snow blade at state contract pricing through Jaycox. The City of Bigelow has shown interest in the 2006 Sterling L8500 single axel truck with plow equipment (#T223).

VOTING

It was duly passed to declare #T223 as surplus property and offer to local entities first, declare #S205 as surplus property and sell by auction, declare #391 as surplus property and offer to local entities or sell by auction and declare the FFC Skid loader snow blade as surplus property and trade that in.

Moved by: Ahlers, Justin
Seconded by: Paplow, Bob

7.0 Administration Presentation

7.1 Law Enforcement Center – City of Worthington Lease Agreement Amendment #3

Attachments:

Proposed Amendment #3

A recent Prairie Justice Center project highlighted a County concern regarding the interest rate connected to coordinated City of Worthington reimbursed projects. Numerous agencies work and reside within the Prairie Justice Center (PJC). The PJC's Law Enforcement Center houses the Nobles County Sheriff's Department and the Worthington Police Department. The County and City cooperatively acted upon a cost-share Agreement for that Law Enforcement Center. This Agreement has been previously amended twice and a third amendment is now proposed. The Third Amendment to the Lease Agreement is proposed to address an effective interest rate on the City's annual lease payment. One challenge was to identify an annual benchmark to determine & establish this interest rate. A Commissioner goal in changing the interest rate was so Nobles County wouldn't sacrifice interest income derived from County certificate of deposit investments. Therefore, the "Minnesota Association of Government's investing for Counties' (MAGIC)" "Current Rate", which is available for July 1st of every year, was suggested as the interest rate benchmark for the City's following January 1st payment. Discussion was had and agreed that adjusting the interest rate would be fair for everyone.

VOTING

It was duly passed to approve amendment #3 to the Prairie Justice Center lease as presented pending agreement of the City.

Moved by: Ahlers, Justin

Seconded by: Demuth, Robert S.

7.2 Law Enforcement Center – Impound & Parking Lot Projects

7.2
Addendum

Attachments:

Tabulation of Quotes

The Law Enforcement Center is preparing for two potential separate projects. The first project is excavating soil and adding aggregate for an impound storage lot on the south property of the Prairie Justice Center. Quotes are due for that project on Monday, October 2, 2023. The second project is crack sealing Prairie Justice Center Parking Lots. That project was originally planned but didn't seem possible due to a lack of available contractors. Efforts have been made to create a car impound lot to the south of the Prairie Justice Center. A bid process took place earlier in 2023 for a 60'x120' building, in which no bidders answered the Request for Proposal.

A new endeavor to create a impound storage lot is planned. Public Works Director Aaron Holmbeck is offering his expertise to this project. Another planned and budgeted project was crack sealing the Prairie Justice Center Parking Lots. Aaron Holmbeck is also offering his expertise with this project. It first appeared as if contractors were too busy to complete this project. It now appears a contractor is available.

Aaron Holmbeck presented the board with bids received for the lot work. The low bid was C&J Construction at \$121,887.50. It was recommended to the board to accept the low bid.

Lastly, the lot at the PJC was discussed. Aaron presented the board with a quote from LotPros in the amount of \$46,600.

VOTING

It was passed to approve C&J Construction the lot work for the impound storage facility at the PJC in the amount of \$121,887.50.

Moved by: Metz, Gene

Seconded by: Paplow, Bob

In Favor: Metz, Gene; Paplow, Bob; Demuth, Robert S.; Dybevick, Chris

Opposed: Ahlers, Justin

It was duly passed to approve LotPros the job of crack sealing the PJC parking lot in the amount of \$46,600.

Moved by: Ahlers, Justin

Seconded by: Metz, Gene

7.3 County Administrator Annual Review

7.3
Addendum

This item was tabled until the September 27, 2023 board meeting. Chairman Demuth summarized the overall range of the points received on the review. This was an information item only.

8.0 Inter-Agency Reports / Announcements	
8.1	Committee and Board Reports
<p>Commissioner, District 2; Gene Metz: No Report</p> <p>Commissioner, District 5; Chris Dybevic: Attended a 911 meeting and a solid waste meeting where construction waste was discussed.</p> <p>Administration; Bruce Heitkamp: Reviewed County projects along with the audit report received prior to the meeting.</p> <p>Commissioner, District 4; Robert S. Demuth: Reported on the City, County School meeting where the ice arena was discussed.</p> <p>Commissioner, District 3; Bob Paplow: Reported on the library focus group meeting.</p> <p>Commissioner, District 1; Justin Ahlers: Reported on the RNCC remodel plan.</p> <p>Attorney, Braden Hoefert: Reported on the Drivers License for all event he attended.</p>	
8.2	<p>Correspondence</p> <p>Attachments:</p> <p>Recruitment Memo</p> <p>Nobles County Art Center Board Meeting Minutes 9/18/23</p>
8.3	<p>Calendar</p> <p>Attachments:</p> <p>October 2023</p>
9.0	Other / Future Business
<p>Nobles County Town Hall – Wednesday October 11, 2023 6:00 a.m. Worthington Event Center, 1447 Prairie Drive Worthington, MN 56187</p> <p>Board Meeting – Tuesday October 24, 2023 9:00 a.m. Government Center Board Room, Worthington, MN 56187</p> <p>Work Session – Tuesday October 31, 2023 8:30 a.m. Government Center Board Room, Worthington, MN 56187</p>	
<p>10.0 Adjournment</p> <p>It was duly passed to adjourn the meeting at 10:18 a.m. Moved by: Paplow, Bob Seconded by: Ahlers, Justin</p>	



Nobles County Board Chair



Nobles County Administrator