

## WASECA COUNTY BOARD OF COMMISSIONERS-JUNE 7, 2011

The Waseca County Board of Commissioners met in regular session on Tuesday, June 7, 2011, in the Commissioners Room, 300 N. State Street, Waseca, Minnesota. Members present were Mike Hintz, Richard Androli, Blair Nelson, Jim Peterson and Dan Kuhns.

Others present were Laura Elvebak, County Administrator; Tammy Wynkoop, Chief Deputy Auditor-Treasurer; Robin Nelson, Deputy Auditor-Treasurer; Mark Vagts, Assessor; Daniel Swenson; Ruth Ann Hager, New Reporter; Paul Dressler, County Attorney; Bob Breck, Building Maintenance Supervisor; Marilee Reck, Human Services Director; Wayne Billing, New Richland City Clerk; Dan & Jenny Bulfer; Marla Watje, Soil & Water Conservation; Steve Peterson, Court Services Director; Dennis Dinneen, Emergency Management Director; Shirley Tangen, Parks Caretaker; and Mark Leiferman, Planning & Zoning Director.

Chair Hintz called the meeting to order at 9:32 a.m. Roll call was taken and the Pledge of Allegiance was recited.

The Chair asked for public comments. Daniel Swenson addressed the Commissioners to report that he had previously asked for and received a flag that had been flown over the courthouse. Mr. Swenson took the flag to Russia on an educational trip he had taken and wished to express his appreciation.

Upon a motion by Androli and second by Nelson, the agenda was approved by a unanimous vote with the following additions:

- Fair Board equipment request under Highway Department
- Resignation of Sara Ruley, Social Worker
- Recruitment request by Human Services under Department Head Time

Assessor Mark Vagts informed the Board of the upcoming Board of Equalization on Saturday, June 18, 2011 at 9:00 a.m.

Tammy Wynkoop, Chief Deputy Auditor-Treasurer, addressed the Board regarding two parcels of property that have gone part way through the tax forfeiture process. Both properties are currently in the name of the State of Minnesota and we are looking to move on to the sale of the property. The Auditor-Treasurer's office will continue to work on procedures for this process. Commissioner Nelson will view these parcels and assist the Auditor-Treasurer in moving forward.

Administrator, Laura Elvebak, informed the board that a resignation was received yesterday from Sarah Ruley, a Social Worker at Human Services. July 8, 2011 will be Sarah's last day of employment. Upon a motion by Peterson and second by Kuhns, the resignation was accepted by a unanimous vote.

Human Services Director, Merilee Reck, requested authorization to fill the position and begin recruitment. This position is part of Family Stabilization Services and is a critical position. We do get program dollars from the state to partially fund this position. Androli moved to approve recruitment for this position with sunset on July 1, 2012, at which time it will be reviewed. Peterson seconded the motion. After further discussion, the motion was unanimously carried.

At 10:08 a.m. the Public Hearing ensued regarding an Economic Development Tax Abatement request by Daniel and Jenny Bulfer for their business GWS Enterprises, LLC. Dan, Jenny, Amber, Phillip Bulfer have purchased property in the industrial park and are planning construction of a new building for their expanding business. The City of Waseca has approved an abatement plan for GWS Enterprises, LLC. Kuhns moved and Nelson seconded to approve an Economic Development Abatement in the amount of \$2018 annually for five years for a total amount of \$10,092, commencing with taxes payable 2013 thru 2017. The motion passed with a unanimous vote.

Upon a motion by Androli and second by Peterson, the criteria for the agreement was approved as presented. Motion passed by a unanimous vote.

The following Resolution was unanimously approved upon motion by Kuhns and second by Androli.

#### **RESOLUTION NO. 2011-25**

#### **RESOLUTION RELATING TO A TAX ABATEMENT FOR GWS ENTERPRISES, LLC A LIMITED LIABILITY COMPANY UNDER THE LAWS OF THE STATE OF MINNESOTA**

BE IT RESOLVED by the County Board for Waseca County, Minnesota (the "County"), as follows:

##### **Section 1. Authorization and Recitals.**

1.01. The County, pursuant to Minnesota Statutes, Sections 469.1812 to 469.1815, as amended (the "Act"), is authorized to grant an abatement of the property taxes imposed by the County on a parcel of property, if certain conditions are met, through the adoption of a resolution, specifying the terms of the abatement.

1.02. GWS Enterprises, a Limited Liability Company under the laws of the State of Minnesota. (the "Developer") has proposed that it undertake a project (the "Project") consisting of the development of a 6,000 square foot office, warehouse and showroom facility on certain property located in the County, legally described as Lot 2, Block One (1), Delta Subdivision to the City of Waseca, Minnesota (Tax Parcel No. 17.227.0020).

1.03. Pursuant to the Act, this Board on June 7, 2011, conducted a public hearing on the desirability of granting the abatement. Notice of the public hearing was duly published as required by law in the New Richland Star, a newspaper of general circulation in the County, on May 26, 2011.

Section 2. Findings. On the basis of the information provided by the Owner and elicited at the public hearing referred to in Section 1.03, it is hereby found, determined and declared:

2.01. Granting the proposed abatement is in the public interest because it will 1) increase the tax base of Waseca County and 2) increase employment in Waseca County.

2.02. The Board expects that the benefits to the County of the proposed abatement to at least equal or exceed the costs to the County of the proposed abatement.

2.03. The Property is not located in a tax increment financing district.

2.04. This Board hereby finds that the Project conforms to the general plan for the development of the County as a whole.

2.05. In any year, the total amount of property taxes abated by the County by this and other resolutions, if any, does not exceed the greater of \$2,018.00 of the current levy or \$10,092 in total over the entire term.

2.06. It is in the best interests of the County to grant the tax abatement authorized in this Resolution.

Section 3. Terms of the Tax Abatement.

3.01. A property tax abatement is hereby approved for property taxes levied by the County on the Property for five (5) years, commencing with taxes payable in 2013, through and including taxes payable in 2017 (the "Abatement"). Waseca County has been asked to provide an abatement for the Property. The Abatement shall be subject to all the terms and limitations of the Act.

3.02. The terms of the Abatement shall be as set forth in this Resolution and in the Development Agreement to be approved by this Board by and between the County and the Owner; provided, however, that the Abatement shall be payable solely from the property taxes paid with respect to the Property and actually received by the County and shall not be payable from any other funds of the County. In no event shall the amount of the Abatement in a year exceed the total amount of property taxes levied by the County on the Property and received by the County from the collection thereof in such year.

3.03. Notwithstanding anything to the contrary contained in this Resolution, the Abatement shall not to exceed \$2,018 per year for five (5) years, or \$10,092 in total.

3.04. The Abatement shall be paid to the Owner of the Property.

3.05. The Abatement may not be modified or changed during its term.

3.06. No Business Subsidy Agreement will be required as a result of this abatement.

The consent agenda was unanimously approved as follows with a motion by Androli second by Kuhns.

- a. Approval of the May 17, 2011 County Board minutes
- b. Approval of Auditor, Commissioner, Human Services and expense bills
- c. Approval of 1<sup>st</sup> Half Agency Appropriations as follows:
  - Agricultural Society \$23,887.50
  - Cannon River Watershed Partnership \$500.00
  - Historical Society \$30,000.00
  - Minn. Agricultural Interpretive Center \$7,500.00
  - New Richland Ambulance \$1,750.00
  - Region 9 Small Business Development Ctr \$1,500.00
  - Southern MN Initiative Foundation \$2,000.00
  - Soil & Water Conservation District \$38,081.00
  - Southern Minn. Tourism Association \$500.00
  - Tourism Advisory Committee \$1,700.00
  - Waseca Arts Council \$4,750.00
- Economic Development Assistance:
  - Janesville \$2,400.00
  - New Richland \$2,400.00
  - Waldorf \$1,200.00
- d. Approval of Street Closure Request (Waseca County Free Fair)
- e. Approval of Street Closure Request (Janesville Hay Daze)
- f. Approval of BCA Joint Powers Five Year Agreement
- g. Approval of Economic Development Tax Abatements as follows:
  - Latham Place \$4,524.55
  - Suburban Furniture \$3,200.50
  - NW Industrial Park-City of Waseca \$21,524.65
- h. Approval of Tax Abatement – David Schultz – 06.027.0910
- i. Approval of Purchase of 2006 Taurus for \$4,000
- j. Approval of Renewal of STS Contract for FY 2012 and 2013 for \$28,917
- k. Approval of General Fund Transfer of \$1,211.55 to Employee Health Savings Account Fund
- l. Approval of Leave of Absence Request for Frank Balak effective June 4, 2011 – March 2012
- m. Acceptance of 2010 Highway Department Annual Report
- n. Acceptance of Veterans Service/Emergency Management Monthly Report
- o. Ditch Inspections/Repairs as follows:
  - Co. Ditch #8 – Section 19 Byron Township
  - Co. Ditch #36 – Section 12 Freedom Township
  - Jt. Co. Ditch #6 – City of New Richland
  - Co. Ditch 15-2 – Sections 20 & 29 Woodville Township

Wayne Billing, New Richland City Clerk, presented an idea to modify the bank stabilization of the county ditch that runs along the south side of the park in New Richland using native vegetation rather than riprap. The City of New Richland is requesting to continue with the cleanout as previously approved, and to use a portion of

the money that was ear marked for riprap in the amount of \$3,500 from the ditch system, plus a grant the city has obtained, to proceed with the project. Paul Dressler, County Attorney, will draft a written agreement between the county and the city. Upon a motion by Androli and second by Peterson it was voted unanimously to pay \$3,500 to the City of New Richland out of County Ditch #6.

Emergency Management Director Dennis Dinneen gave an overview of the updates needed for the Hazard Mitigation Plan.

The St. Olaf Lake Improvement Fund has a current balance of \$10,742. An additional amount of approximately \$5,000 will be donated to the park soon. The park playground equipment needs to be replaced as it is approximately 35 years old. Peterson made motion to authorize the use of funds in the amount of \$10,742 for new equipment and to close out the fund. Androli seconded and the motion carried unanimously.

County Engineer, Nathan Richman, requested a temporary change of hours for the Parks Caretaker from 1,020 hours to 1,530 hours by changing the position from 32 hours per week to 40 per week for the period of June 19, 2011 thru September 30, 2011. Kuhns moved to adjust park staff level as stated, Nelson seconded, and the motion carried unanimously.

Nathan Richman, County Engineer, requested that a bid opening be scheduled for July 12, 2011 at 10:00 a.m. for culvert repairs. Androli moved and Kuhns seconded to schedule the bid opening as requested. Motion carried.

The Waseca County Free Fair Board requested equipment assistance from the Highway Department in preparation for the fair. Engineer Nathan Richman indicated that he is in support of the request. It was moved by Androli and seconded by Peterson to allow for county highway equipment to be used at the fairgrounds. Motion carried unanimously.

Androli moved and Nelson seconded the following resolution to close a portion of the meeting. Motion carried unanimously.

#### **RESOLUTION 2011-26**

#### **RESOLUTION TO CLOSE A PORTION OF THE WASECA COUNTY BOARD MEETING ON JUNE 7, 2011**

WHEREAS, the Waseca County Board of Commissioners desires to close a portion of the meeting to consider strategy for labor negotiations, including negotiation strategies or developments or discussion and review of labor negotiation proposals.

WHEREAS, pursuant to Minn. Stat. §13D.03, the County Board by resolution may close a meeting as permitted by Minnesota law to consider strategy for labor negotiations, including negotiation strategies or developments or discussion and review of labor negotiation proposals.

NOW, THEREFORE, BE IT RESOLVED, that the Waseca County Board of Commissioners hereby closes a portion of the County Board meeting on June 7, 2011 at 11:00 a.m. to consider strategy for labor negotiations, including negotiation strategies or developments or discussion, and review of labor negotiation proposals.

The meeting was closed at 11:00 a.m. Present for the closed session were: Commissioners Hintz, Androli, Nelson, Peterson, and Kuhns; County Administrator, Laura Elvebak; County Attorney, Paul Dressler; and Chief Deputy Auditor-Treasurer, Tammy Wynkoop.

The closed meeting was adjourned at 11:08 a.m. and the regular meeting reopened.

An agreement has been reached with the Deputy Unit of the teamster union for 2010 and 2011. Androli moved and Nelson second to accept the following resolution. Motion carried.

**RESOLUTION 2011-27**

**RESOLUTION ADOPTING NEGOTIATED CHANGES TO 2010-2011 TEAMSTERS LABOR AGREEMENT**

**WHEREAS**, the current Collective Bargaining Agreement between Teamsters Local 320 (Deputies Unit) and Waseca County expired on December 31, 2009; and

**WHEREAS**, the Labor Relations/Group Insurance Committee has recently negotiated a two year labor agreement with the Teamster union; and

**WHEREAS**, the proposed agreement is reasonable, fiscally prudent and within current budget parameters; and

**BE IT THEREFORE RESOLVED** by the Board of Commissioners for Waseca County that the proposed labor agreement for the years 2010 and 2011 between Waseca County and Teamsters be and hereby is approved.

This Resolution shall become effective upon its passage and without further publication.

An agreement has also been reached with the Dispatcher/Jailer Unit. Androli moved and Peterson seconded to accept the following resolution. Motion passed unanimously.

**RESOLUTION 2011 - 28**

**RESOLUTION ADOPTING NEGOTIATED CHANGES TO 2010-2011 TEAMSTERS LABOR AGREEMENT**

**WHEREAS**, the current Collective Bargaining Agreement between Teamsters Local 320 (Dispatcher/Jailer Unit) and Waseca County expired on December 31, 2009; and

**WHEREAS**, the Labor Relations/Group Insurance Committee has recently negotiated a two year labor agreement with the Teamster union; and

**WHEREAS**, the proposed agreement is reasonable, fiscally prudent and within current budget parameters; and

**BE IT THEREFORE RESOLVED** by the Board of Commissioners for Waseca County that the proposed labor agreement for the years 2010 and 2011 between Waseca County and Teamsters be and hereby is approved.

This Resolution shall become effective upon its passage and without further publication.

County Administrator Laura Elvebak gave a report to the commissioners regarding recent activities, as well as, a potential state shutdown and the impact that could have on Waseca County.

Commissioners gave individual committee reports.

Meeting adjourned at 11:28 a.m. upon a motion by Kuhns and second by Androli.

S/ \_\_\_\_\_  
Michael Hintz, Chairman  
Waseca County Board of Commissioners

ATTEST:

S/ \_\_\_\_\_  
Tamara J. Wynkoop  
Waseca County Chief Deputy Auditor/Treasurer

The following bills were audited and allowed:

AMERICAN LUNG ASSOCIATION	2,188.19
ANCOM COMMUNICATIONS INC	327.04
ASPEN EQUIP CO INC	469.87
AUTO VALUE WASECA INC	201.64
BAKER TILLY VIRCHOW KRAUSE LLP	18,768.00
BONNIE BARNHARDT	33.66
BRIGGS & MORGAN PA	2,827.20

BROCK WHITE COMPANY INC	2,324.53
BUDACH IMPLEMENT INC	21.35
CHRISTENSEN TIRE & AUTO REPAIR	12.78
CIT INC	299.25
CLEAR LAKE SIGNS INC	32.06
CONDON FARM SERVICE	160.19
KATHLEEN CONNOR	11.22
COPIER BUSINESS SOLUTIONS INC	394.70
CPS TECHNOLOGY SOLUTIONS INC	209.00
CULLIGAN	22.60
DENNIS DINNEEN	31.62
ELECTION SYSTEMS & SOFTWARE IN	8,567.04
ENVIRONMENTAL SYSTEMS RESEARCH	405.50
FIRST LAB	35.00
G&K SERVICES INC	1,067.79
MARCIA HALEY	372.22
MIKE HINTZ	154.53
RANDY HOFMEISTER	223.93
HUCKLE MEDIA LLC	44.50
IFACS	284.32
RHONDA JACOBSON	10.20
JOBS PLUS INC	98.55
ANDREW KAJEWSKI	493.62
DANIEL KUHNS	127.50
ALAN KUNZ	84.99
LAMAR COMPANIES LLC	350.00
LAMPERT YARDS INC	367.55
LESUEUR CO TREASURER	25,088.96
DON LOKEN EXCAVATING INC	9,487.50
LUBRICATION TECHNOLOGIES INC	448.04
MAAP-ST CLOUD	10.00
MACPO-PINE CITY	35.00
MARCO BUSINESS PRODUCTS INC	217.60
STEVE MARQUARDT	29.99
MELISSA MAYO	280.00
MENARDS-MANKATO	167.22
MIDWEST SPECIAL INSTRUMENTS	22.00
CRAIG MILLER	94.86
MN COUNTIES INTERGOVERNMENTAL	25.00
MN SHERIFFS ASSOC	280.00
NACCHO	55.00
NAPA AUTO & TRUCK PARTS OF WAS	9.50
OLYMPIC FIRE PROTECTION	387.92
PANTHEON COMPUTER SYSTEMS INC	212.68
PIONEER FIBERS	1,983.45
QUALITY PRINT OF WASECA INC	1,192.68

RED FEATHER PAPER CO INC	721.05
RIVER BEND BUSINESS PRODUCTS	196.38
SUZANNE ROOT	27.53
STEVEN SCHEFFERT	61.12
SELECTACOUNT	206.79
SERVICE MASTER	1,389.38
SKJEVELAND ENTERPRISES	1,314.00
SOUTHSIDE MARINE INC	41.23
STATE BANK OF NEW RICHLAND	8,474.10
STEWART SANITATION	3,723.30
STROUD SAFETY APPAREL LLC	90.00
SUBURBAN FURNITURE INC	9.62
SYNERGY GRAPHICS INC	378.34
TABLETKIOSK	139.94
TESCH SERVICE CENTER INC	230.15
THE ELECTRONIC CONNECTION	53.42
TOTAL GLASS-LOCK INC	26.45
TRADES OFFICE PRODUCTS	2,959.07
US BANCORP	38,986.50
WALMART PYMT PROCESSING ATLANT	85.53
WASECA AREA SENIOR CITIZENS IN	5,800.80
WASECA CO ATTORNEY'S OFFICE	2,250.00
WASECA GLASS INC	65.00
WASECA RENT & SAVE	25.00
WASTE MANAGEMENT-CAROL STREAM	738.50
WATERVILLE CAFÉ	48.09
JODY WEIMERT	56.02