

PROCEEDINGS OF THE COUNTY BOARD OF JACKSON COUNTY, MINNESOTA

July 5, 2023

The Jackson County Board of Jackson, Minnesota met in regular session, in the Jackson County Courthouse, Commissioners’ Board Room, City of Jackson, Minnesota, on July 5, 2023. The following members of the Jackson County Board of Commissioners were present: James Eigenberg, Roger Pohlman, Scott McClure, and Don Wachal. County Administrator Ryan Krosch, Assistant to the Administrator Brandi Bourquin and Assistant County Attorney Jon Troe were also in attendance. Jackson County Commissioner Phil Nasby viewed the meeting with interactive technology from an alternate location but did not participate in the meeting.

CALL TO ORDER

Vice Chair Wachal called the meeting to order at 9:00 a.m. and led the Pledge of Allegiance.

Motion was made by Commissioner McClure and seconded by Commissioner Eigenberg to adopt the agenda with the addition of consent agenda item 2.8. Board Action – Accept Donation from the Jackson County Conservation League. The motion carried unanimously.

CONSENT AGENDA

Motion was made by Commissioner Eigenberg and seconded by Commissioner Pohlman to approve the following Consent Agenda items:

Board Action 23-103 – Approve June 20, 2023 Board of Commissioner Regular Meeting Minutes.

Board Action 23-104 – Approve all Commissioner disbursements in accordance with Minnesota Statutes 130.01 subd. 4(b), recorded on warrants numbered 103137-103262 in the amount of \$1,154,226.37 for the following funds: Revenue, \$289,820.18; Public Works, \$38,889.48; Ditch, \$814,066.40; Cemetery, \$3,703.12; Insurance Trust, \$2,548.00; Library, \$4,606.63; and Taxes & Penalties, \$592.56. A detailed list of claims paid is available at the Auditor/Treasurer’s office upon request.

Vendor	Total
Hodgman Drainage Co Inc	301,597.55
Noomen Excavating LLC	219,489.23
Wold Architects And Engineers	139,653.49
Rickert Excavating	138,018.86
Precision Farm Drainage & Excavating LLC	64,737.55
McCarty Custom Inc	49,544.40
CliftonLarsonAllen LLP	26,938.80
Jackson County Historical Society	25,500.00
Sanford Health - Sioux Falls	18,719.00
M C C C Mi 33	18,380.99
Heron Lake Watershed District	12,763.37
I & S Group Inc	10,467.13
Bolton & Menk Inc	9,965.25
Duininck, Inc.	9,144.98
Bauer Built, Inc	8,440.44
Marsden Bldg Maintenance LLC	7,098.20
Advanced Correctional Healthcare, Inc	6,666.58
Guardian Fleet Safety LLC	5,314.24
Dell Marketing L P	5,050.44
Geo-Comm Inc	5,000.00
CentralSquare Technologies, LLC	4,417.50
Jackson Co Auditor-Treasurer	3,703.12
Livewire Printing Co	3,685.14
Stonebrooke Engineering, Inc	3,167.84

Collins Engineers, Inc.	3,108.00
Dirt Merchant Inc	3,000.04
Brothers Fire & Security	2,936.00
MCIT	2,624.00
Amazon Capital Services	2,467.09
Advanced Drainage Systems	2,432.22
Place/Susan L	2,400.00
EW Wind Holdings, LLC	2,300.00
S & J Cleaning	2,150.00
Total Claims over \$2000	1,120,881.45
88 Claims Under \$2000	33,344.92
Total Claims Submitted	1,154,226.37

Board Action 23-105 – Approve the Wold Courthouse HVAC Mechanical Proposal.

Board Action 23-106 – Approve the Wold Architects Furniture Design and Implementation Proposal.

Board Action 23-107 – Approve the Southwestern Minnesota Adult Mental Health Consortium Amended Fiscal Host/Agent Agreement.

Board Action 23-108 – Accept donation from the South-Central DAV, Chapter 32, in the amount of \$350.00 towards the Veterans Van Program.

Board Action 23-109 – Approve the Contract for SP 032-629-051.

Board Action 23-110 – Accept donation from the Jackson County Conservation League, in the amount of \$2,500.00 for the purchase of a new dock by the parks department.

The motion carried unanimously.

BOARD REPORTS

Commissioner McClure reported on meetings/events involving the Drainage Authority, Southwest Regional Radio Board & Local Radio Board and Federated Rural Electric.

Commissioner Eigenberg reported on meetings/events involving the Drainage Authority, Heron Lake Watershed and UCAP.

Commissioner Pohlman reported on meetings/events involving Historical Society, Plum Creek Library, DVHHS Employee Picnic, Drainage Authority and Federated Rural Electric.

Commissioner Wachal reported on meetings/events involving the Drainage Authority and Federated Rural Electric.

PUBLIC HEARING **TOBACCO ORDINANCE**

Vice Chair Wachal opened the public hearing to receive comments regarding the Jackson County Tobacco Ordinance at 9:25 a.m.

No one asked to speak or provided written comments.

Vice Chair Wachal declared the public hearing closed at 9:26 a.m.

Commissioner Pohlman asked if language from Minnesota Statutes 609.685 and 609.6855 and additional language from Minnesota Statute 461.12 should be included in the ordinance. Administrator Krosch stated those statutes all apply currently as they are state law but could be added by reference to the ordinance.

Motion was made by Commissioner Pohlman and seconded by Commissioner Wachal to adopt Board Action 23-111 – Adopt Ordinance No. 106 - An Ordinance Regulating the Sale of Tobacco and Related Devices and Products within Jackson County, Minnesota with additional statutory language added to the ordinance as determined appropriate by the County Attorney. The motion carried unanimously.

ORDINANCE NO. 106
AN ORDINANCE REGULATING THE SALE OF TOBACCO AND RELATED DEVICES AND PRODUCTS WITHIN
JACKSON COUNTY, MINNESOTA - SUMMARY

The following is a summary, pursuant to Minnesota State Statutes 375.51 and 331A.01, of An Ordinance Regulating the Sale of Tobacco and Related Devices and Products Within Jackson County, MN:

Purpose. The purpose of ordaining these rules and regulations is to regulate the sale of tobacco, tobacco products, tobacco related devices, nicotine and lobelia delivery products, and electronic delivery devices for the purpose of enforcing and furthering existing laws, to protect underage persons against the serious effects associated with the illegal use of tobacco, tobacco products, tobacco-related devices, nicotine and lobelia delivery products, and electronic delivery devices, and to further the official public policy of the State of Minnesota in regard to preventing young people from starting to smoke as stated in Minn. Stat. § 144.391.

Applicability and Jurisdiction. This ordinance governs the licensing and regulation of the sale of tobacco, tobacco-related devices, electronic delivery devices, and nicotine or lobelia delivery products in any city or town located in Jackson County that does not license and regulate retail sales of tobacco, tobacco-related devices, electronic delivery devices, and nicotine or lobelia delivery products in conformance with the minimum requirements of Minn. Stat. § 461.

Effective Date. This ordinance becomes effective on the date of its publication, or upon the publication of a summary of the ordinance as provided by Minn. Stat. § 375.51, subd. 3, as it may be amended from time to time, which meets the requirements of Minn. Stat. § 331A.01, subd. 10, as it may be amended from time to time.

Repeal. Jackson County Ordinance 106 - An Ordinance Regulating Tobacco Sales, Possession and Use, adopted on September 28, 2010 with an effective date of January 1, 2011, will be repealed upon the effective date of this Ordinance.

This is only a summary. The full ordinance is available for public inspection during regular office hours at the Jackson County Administrator's Office or by standard or electronic mail. Contact the Jackson County Administrator, 405 Fourth Street, Jackson, MN, 56143, office hours 8 a.m. – 4:30 p.m. M-F, telephone (507) 847-4182 or email county.administrator@co.jackson.mn.us.

ADJOURN

Motion was made by Commissioner Pohlman and seconded by Commissioner Eigenberg to adjourn the meeting at 9:33 a.m. The motion carried unanimously.

JACKSON COUNTY BOARD OF COMMISSIONERS

Board Chair

ATTEST:

Ryan Krosch, County Administrator