

PROCEEDINGS OF THE COUNTY BOARD OF JACKSON COUNTY, MINNESOTA
November 21, 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 November 21, 2023. The following members of the Jackson County Board of Commissioners were present: Roger Pohlman, Phil Nasby, Scott McClure, James Eigenberg and Don Wachal. County Administrator Ryan Krosch and County Attorney Kristi Meyeraan were also in attendance.

CALL TO ORDER

Chair Nasby 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 Wachal to adopt the agenda. 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 23-174– Approve November 7, 2023 Board of Commissioner Regular Meeting Minutes.

Board Action 23-175 – Approve all Commissioner disbursements in accordance with Minnesota Statutes 130.01 subd. 4(b), recorded on warrants numbered 104439-104564 in the amount of \$183,511.71 for the following funds: Revenue, \$43,097.52; Public Works, \$85,748.15; Fleet Mgmt, \$85.04; Ditch, \$32,967.28; Insurance Trust Fund, \$1,582.21; Agency Fund, \$3,232.00; Library, \$14,686.04; Taxes & Penalties Fund, \$2,113.47. A detailed list of claims paid is available at the Auditor/Treasurer's office upon request.

Vendor	Total
M.R. PAVING & EXCAVATING, INC.	38,169.39
I & S Group Inc	31,034.86
Zenbooth, Inc	9,745.50
EnviroTech Services, Inc.	9,039.60
Minnesota Paving & Materials	8,953.19
Sanford Health - Sioux Falls	7,829.50
CORPORATE PAYMENT SYSTEMS	7,225.43
Federated Rural Electric Association	4,493.49
RIVER BEND BUSINESS PRODUCTS, INC	3,463.98
SCI Communications, Inc	3,200.64
Jackson Co Auditor-Treasurer	3,194.92
Valley Asphalt Products Inc	3,151.75
Treasury Division Of Mn Dept Of Finance	3,147.00
Sanford Jackson Medical Center	3,120.00
Collins Engineers, Inc.	3,016.00
Shi Corp	2,373.35
Fortra, LLC	2,254.48
C&B Operations LLC	2,178.41
M C C C Mi 33	2,017.60
Total Claims Over \$2000	147,609.09
94 Claims Under \$2000	35,902.62
Total Submitted	183,511.71

Board Action 23-176– 2024-2025 MPCA Count Feedlot Program Delegation Agreement Work Plan.

Board Action 23-177 – Approve Resolution supporting they City of Jackson's submittal of project for LRIP funding

County of Jackson)
) SS.
State of Minnesota)

RESOLUTION 23-026

RESOLUTION OF SUPPORT FOR AND AGREEMENT TO SPONSOR THE CITY OF JACKSON’S PURSUIT OF 2023 LOCAL ROAD IMPROVEMENT PROGRAM FUNDING FOR THE KEUL AVENUE CONNECTION PROJECT

WHEREAS, the Keul Avenue Connection project includes the construction of a new roadway from Prospect Lane connecting to Torgerson Lane, and

WHEREAS, the Keul Avenue connection project is expected to accelerate economic and industrial development in Jackson, and

WHEREAS, the Local Road Improvement Program (LRIP) administered by the Minnesota Department of Transportation makes available up to \$1,500,000 to apply towards projects on local roads that are regionally significant, result in safety improvements, address transportation deficiencies, and contribute to economic development, and

WHEREAS, the LRIP requires a city, such as Jackson, that is not a State Aid city, to have a county sponsor and the support of the County Board, and

WHEREAS, the proposed year for project construction is 2025.

NOW, THEREFORE BE IT RESOLVED BY THE JACKSON COUNTY BOARD OF COMMISSIONERS AS FOLLOWS; that

1. The County supports the City of Jackson’s pursuit of LRIP funds for the construction of the Keul Avenue connection, and
2. The County agrees to sponsor the City of Jackson’s LRIP application to MnDOT and act as the city’s fiscal agent for this project.

Board Action 23-178 – Approve Resolution supporting submittal of project for LRIP funding

County of Jackson)
) SS.
State of Minnesota)

RESOLUTION 23-027

Support of Reconstruction of County State Aid Highway 29

WHEREAS, The local road improvement fund (LRIP) was created in 2002 to assist local agencies for construction or reconstruction of local roads. The funds are appropriated based on Minnesota Statutes 174.52; and

WHEREAS, a Route of Regional Significance account is part of the local road improvement fund; and

WHEREAS, Counties may submit road projects for funding that have statewide or regional significance; and

WHEREAS, Jackson County has begun the reconstruction County State Aid Highway (CSAH) 29 from Iowa State Line to the Cottonwood County Line; and

WHEREAS, CSAH 29 in the eastern section of the County is part of the Ten Ton network and the only North/South Major Collector located midway between Trunk Highway 71 and Trunk Highway 4; and

WHEREAS, The Jackson County Public Works determined that the reconstruction of County State Aid Highway (CSAH) 29 meets the requirements for application;

NOW THEREFORE BE IT RESOLVED, that the Jackson County Board of Commissioners hereby supports the application and projects as proposed by the Engineer.

Board Action 23-179 – Approve Resolution supporting the City of Okabena submittal of project for LRIP funding

County of Jackson)
) SS.
State of Minnesota)

RESOLUTION NO. 23-028

RESOLUTION OF SUPPORT FOR AND AGREEMENT TO SPONSOR THE CITY OF OKABENA PURSUIT OF 2024 LOCAL ROAD IMPROVEMENT PROGRAM FUNDING FROM MNDOT FOR CONSTRUCTION OF CITY STREET IMPROVEMENT PROJECT

WHEREAS, \$102.967 million in LRIP funding is available, with a cap of \$1.5 million for each project, and

WHEREAS, Okabena is a non-state aid city and non-state aid cities must have a county sponsor, and

WHEREAS, City has requested county sponsorship for this project by Resolution, and

WHEREAS, Project limits are shown within the City limits as shown on the Map and the City is responsible for this project,

WHEREAS, the City understands that it will be responsible for all costs not covered by LRIP including but not limited to consultant engineering, right-of-way acquisition, construction administration and inspection, utility construction, as well as construction costs above the LRIP award, and

WHEREAS, the City and County has agreed to maintain such improvements for the life of the improvements, and THEREFORE, IT BE RESOLVED THAT:

The County agrees to act as project sponsor for the project should the township or non-state aid city be awarded LRIP funds, and that such sponsorship shall include the following responsibilities:

- Be the fiscal agent on behalf of the community and have funds flow from MnDOT to the county to the contractor
- Request SAP/SP number for the project
- Ensure the project meets milestones and dates
- Assist local agency in execution of a grant agreement
- Develop, review and/or approve the plan
- Submit plan, engineer's estimate, and proposal to the DSAE
- Advertise, let and award the project
- Submit pay requests to State Aid
- Communicate progress and updates with the DSAEs and State Aid State Programs Engineer
- Ensure that the project receives adequate supervision and inspection
- Assist with project closeout.

Board Action 23-180– Approve final payment to Town & County Excavating LLC for SAP 032-599-090 and SAP 032-599-110.

Board Action 23-181 – Approve Jackson County's portion of an Agreement between Petersburg Township, Dickinson County and Jackson County for the replacement of Bridge R0006.

Board Action 23-182 – Approve the 2023 Jackson County Petty Cash and Change Funds Policy.

Board Action 23-183 – Approve Retailer's License for Sale of Tobacco for Casey's Retail Company DBA Casey's General Store #1660, United Fuels Midwest DBA Speedway #4703, United Fuels Midwest Inc DBA Vet's Whoa-N-Go Fuel Stop and Staples Enterprises Inc DBA Expressway Jackson effective January 1, 2024 to December 31, 2024.

Board Action 23-184– Approve the CliftonLarsenAllen LLP Statement of Work for the 2023 Audit.

Board Action 23-185 – Approve Emergency Management Performance Grant & authorize EM Director Gary Reif to sign grant when received.

The motion carried unanimously.

PUBLIC WORKS

Board Action 23-186 – Motion was made by Commissioner McClure and seconded by Commissioner Eigenberg to approve the Agreement between Nobles County and Jackson County for CSAH designation, construction and maintenance of CSAH 47. The motion carried unanimously.

Board Action 23-187 – Motion was made by Commissioner Pohlman and seconded by Commissioner Wachal to approve the Agreement between Nobles County and Jackson County for CSAH designation, construction and maintenance of CSAH 4. The motion carried unanimously.

Board Action 23-188 – Motion was made by Commissioner Eigenberg and seconded by Commissioner Pohlman to approve the Agreement between Cottonwood County and Jackson County for CSAH designation, construction and maintenance of CSAH 26. The motion carried unanimously.

Board Action 23-189 – Motion was made by Commissioner Eigenberg and seconded by Commissioner Wachal to approve Partnership Agreement between Cottonwood, Brown, Jackson, Martin, Nobles, and Rock County for the purchase of electric vehicles (electric pick-up). The motion carried unanimously.

COUNTY ADMINISTRATOR

Board Action 23-190 – Motion was made by Commissioner McClure and seconded by Commissioner Wachal to approve the low bid submitted for each Jail/Law Enforcement Center and Government Center project category as presented and that Categories 11, 13, and 28 be rebid. The motion carried unanimously.

Board Action 23-191 – Motion was made by Commissioner Eigenberg and seconded by Commissioner McClure to approve Resolution Providing for the Competitive Sale of \$30,300,000 General Obligation Jail Bonds, Series 2024A. The motion carried by a vote of 4 Ayes: Eigenberg, McClure, Wachal and Nasby; 1 No: Pohlman.

County of Jackson)
) SS.
State of Minnesota)

**RESOLUTION NO. 23-029
PROVIDING FOR THE COMPETITIVE NEGOTIATED SALE OF
\$30,300,000 GENERAL OBLIGATION JAIL BONDS, SERIES 2024A**

A. WHEREAS, the County Board of County of Jackson, Minnesota (the "County") has agreed to issue its General Obligation Jail Bonds, Series 2024A, (the "Bonds") in order to finance the construction of a new jail and related facilities; and

B. WHEREAS, the County has retained David Drown Associates, Inc., in Minneapolis, Minnesota ("David Drown"), as its independent financial advisor for the Bonds and is therefore authorized to sell the Bonds by a competitive negotiated sale in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9):

NOW, THEREFORE, BE IT RESOLVED by the County Board of Jackson County, Minnesota, as follows:

1. Authorization. The County Board hereby authorizes David Drown to solicit bids for the competitive negotiated sale of the Bonds.
2. Meeting; Bid Opening. The Board shall meet at the time and place specified in the Terms of Offering attached hereto as Exhibit A for the purpose of considering sealed bids for, and awarding the sale of, the Bonds. The County Administrator, or designee, shall open bids at the time and place specified in such Terms of Offering.
3. Terms of Offering. The terms and conditions of the Bonds and the negotiation thereof are fully set forth in the "Terms of Offering" attached hereto as Exhibit A and hereby approved and made a part hereof.
4. Official Statement. In connection with said competitive negotiated sale, the officers or employees of the County are hereby authorized to cooperate with David Drown and participate in the preparation of an official.

Board Action 23-192 – Motion was made by Commissioner Pohlman and seconded by Commissioner Wachal to Approve Resolution Approving Laws 2023, from the Regular Session, Chapter 64, Article 10, Section 39, Regarding Jackson County's Request for Local Option Sales and Use Tax. Motion carried unanimously.

County of Jackson)
) SS.
State of Minnesota)

**RESOLUTION NO. 23-030
RESOLUTION APPROVING LAWS 2023, FROM THE REGULAR SESSION, CHAPTER 64, ARTICLE 10, SECTION 39,
REGARDING JACKSON COUNTY'S REQUEST FOR LOCAL OPTION SALES AND USE TAX**

WHEREAS, in 2023, Regular Session, Chapter 64, Article 10, Section 39, ("Special Law") allows Jackson County to pursue a local option sales and use tax; and

WHEREAS, the Special Law is effective upon approval by a majority vote of the County Board of Commissioners, and filing a certificate with the Minnesota Secretary of State, all in accordance with Minnesota Statutes, Section 645.021, Subd. 2 and 3; and

WHEREAS, if a sales tax is approved by the voters at the November 5, 2024 General Election, the revenue from the tax will be used to pay the costs of constructing a law enforcement center and government center in Jackson County; and

WHEREAS, the County Board of Commissioners has determined that it is in the best interest of the County and its residents to approve the Special Law.

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNTY BOARD OF COMMISSIONERS OF JACKSON COUNTY, MINNESOTA:

That the Special Law is hereby approved in all respects.

2. That the County Administrator is authorized and directed to file with the Secretary of State a certified copy of this resolution and the appropriate certificate of approval of special law by a governing body in the form prescribed by the State Attorney General.
3. That County staff are authorized and directed to take all actions necessary to implement the Special Law and bring before this County Board further proceedings as necessary in order to implement the Special Law.

BOARD REPORTS

Commissioner McClure reported on meetings/events involving DVHHS, Explore SW Minnesota, SRDC, and Emergency Communications.

Commissioner Wachal reported on meetings/events involving MCIT and ATP District 7.

Commissioner Eigenberg reported on meetings/events involving DVHHS, Heron Lake Watershed Board, UCAP, GBERBA and the Jackson County 4H banquet.

Commissioner Pohlman reported on meetings/events involving DVHHS and Plum Creek Library Board.

Commissioner Nasby reported on meetings/events involving DVHHS, Jackson Co. Fair Board, Explore SW Minnesota, Prairie Ecology Bus and Behavioral Health Task Force.

ADJOURN

Motion was made by Commissioner Nasby and seconded by Commissioner Pohlman to adjourn the meeting at 10:25 a.m. The motion carried unanimously.

JACKSON COUNTY BOARD OF COMMISSIONERS

Board Chair

ATTEST:

Ryan Krosch, County Administrator