

PROCEEDINGS OF THE COUNTY BOARD OF JACKSON COUNTY, MINNESOTA

August 18, 2020

The County Board of Jackson County, Minnesota met in regular session, in the Jackson County Government Resource Center, Cafeteria Room (Door 7), 402 White Street, City of Jackson, Minnesota, on August 18, 2020. The following members of the Jackson County Board of Commissioners were present: Catherine Hohenstein, James Eigenberg, Scott McClure, Don Wachal and Philip Nasby. County Coordinator Steven Duncan and Trish Schulz, Deputy County Coordinator, were also in attendance.

CALL TO ORDER

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

Motion was made by Commissioner Hohenstein and seconded by Commissioner Wachal to adopt the agenda. The motion carried unanimously.

CONSENT AGENDA

Motion was made by Commissioner Nasby and seconded by Commissioner Eigenberg to approve the consent agenda. The motion carried unanimously.

Board Action 20-196: Approve the August 4, 2020 Board of Commissioners regular meeting minutes.

Board Action 20-197: Approve all Commissioner disbursements in accordance with Minnesota Statutes 130.01, subd. 4(b), recorded on warrants numbered 92538 through 92696 in the amount of \$512,549.83. For the following funds: General Revenue, \$167,127.45; Road & Bridge/Public Works, \$255,453.55; Ditch, \$60,414.85; Insurance Trust, \$13.00; Septic System Fund, \$26,766.13; and Library, \$2,774.85. A complete listing of the claims is available upon request at the Auditor/Treasurer's office.

Claims over \$2,000.00:

Istate Truck Center	\$ 75,653.00
Tenvoorde Ford Inc	\$ 64,515.12
I & S Group Inc	\$ 59,075.35
Flint Hills Resources LP	\$ 48,100.50
Kris Engineering Inc	\$ 22,480.00
Gag Sheet Metal, Inc.	\$ 21,619.15
CliftonLarsonAllen LLP	\$ 19,950.00
Edlin/Carl	\$ 15,000.00
Staples Oil	\$ 12,469.62
Hohenstein Septic Services LLC	\$ 11,766.13
Kolander/Cordell	\$ 9,900.00

Wold Architects & Engineers	\$ 9,633.75
Cohrs Construction Inc	\$ 8,978.83
Hedeem, Hughes and Wetering Law Firm	\$ 8,400.00
Jackson/City Of	\$ 7,986.22
Kazemba/Paul	\$ 7,754.37
Huffman/Shirley Rae	\$ 5,970.94
Hansen/Bradley	\$ 5,775.00
Hansen/Duane	\$ 5,775.00
Rinke Noonan Attorneys At Law	\$ 5,490.50
BWT Holdings, LLLP	\$ 5,013.93
Jackson Soil Water Cons District	\$ 5,000.00
Auto Value	\$ 4,514.13
Minnesota Paving & Materials	\$ 4,154.36
Voehl/Dennis	\$ 3,537.20
S & J Cleaning	\$ 3,449.25
Bolton & Menk Inc	\$ 3,181.00
MEnD Correctional Care PLLC	\$ 3,136.50
MEI Total Elevator Solutions	\$ 2,541.22
Ziegler Inc	\$ 2,327.20
Verizon Wireless	\$ 2,126.57
Claims over \$2000	\$ 465,274.84

117 Claims Under \$2000 \$ 47,274.99

Board Action 20-198: Approve utility permits:

Shelly Hotzler – bore water line – Springfield Parkway – Des Moines Township
 Frontier Communication – bore, trench fiber – CSAH 12,14,16,17, CR 24,67,70 – Rost,
 Heron Lake Township
 Federated Rural Electric – bore power line – CSAH 6 – Middletown Township

Board Action 20-199: Approve acknowledgement of receipt of Confession of Judgment update.

Board Action 20–200: Approve summary of employee performance evaluations of Public Works Director, Tim Stahl as “meets expectations”; Information Systems Manager, Dennis Fields as “meets expectations”; Assessor, Karla Ambrose as “meets expectations”; and Auditor/Treasurer, Kevin Nordquist as “meets expectations”.

Board Action 20-201: Approve subsurface treatment system loan, in the amount of \$15,000.00, for Benjamin and Jill Appel.

Board Resolution 20-031 - Approve appointment of Paul A. Johnson to the Red Rock Rural Water System Board of Commissioners to complete vacated term which shall expire on December 31, 2023.

**RESOLUTION 20-031
RECOMMENDING THE APPOINTMENT OF
PAUL A. JOHNSON
TO THE
RED ROCK RURAL WATER SYSTEM
BOARD OF COMMISSIONERS**

WHEREAS, Michael Curley resigned as a Commissioner on the Red Rock Rural Water System (“RRRWS”) Board of Commissioners effective as of July 1, 2020; and

WHEREAS, Paul A. Johnson has agreed to replace Mike Curley on the RRRWS Board of Commissioners; and

WHEREAS, on May 14, 2020 the RRRWS Board of Commissioners unanimously adopted a Motion which recommends that Paul A. Johnson be appointed to the RRRWS Board of Commissioners to complete Mike Curley’s term which is scheduled to expire December 31, 2023; and

WHEREAS, the County Board of Commissioners believes that Paul A. Johnson is qualified to act as a Commissioner on the RRRWS Board of Commissioners and is worthy of appointment.

NOW BE IT NOW RESOLVED, that the Jackson County Board of Commissioners hereby recommends that Paul A. Johnson be appointed to the Red Rock Rural Water System Board of Commissioners pursuant to and provided for by Minnesota Statutes §116A et seq. to complete the remaining portion of Mike Curley’s term which is scheduled to expire on December 31, 2023.

Passed and adopted by the Board of Commissioners of the County of Jackson, Minnesota this 18th day of August, 2020.

Scott McClure, Chair
Jackson County Board of Commissioners

ATTEST:

(SEAL)
Steven J. Duncan
County Coordinator of Jackson County, Minnesota

Board Resolution 20-032: Approve Corporate Resolution for Multibank Securities.

**RESOLUTION 20-032
CERTIFIED COPY OF CERTAIN RESOLUTION BY THE GOVERNING BODY OF
SAID ORGANIZATION WHEREBY THE ESTABLISHMENT AND MAINTENANCE OF
ACCOUNTS HAVE BEEN AUTHORIZED**

RESOLVED –

FIRST: That the named Authorized Persons of this organization or Kevin Nordquist, Auditor/Treasurer or Jill A. Horn, Chief Deputy Auditor/Treasurer be and they hereby are, and each of them is, authorized and empowered, for and on behalf of this organization (herein called the "Organization"), to establish and maintain one or more accounts with Multi-Bank Securities, Inc. (herein called the "Brokers") and Pershing LLC, its successors or assigns, and for the purpose of purchasing, investing in, or otherwise acquiring, selling, possessing, transferring, exchanging, pledging, or otherwise disposing of or realizing upon, and generally dealing in and with;

- (a) This paragraph permits cash transactions in securities any and all forms of securities including, but not by way of limitation, shares, stocks, options, stock options, stock index options, foreign currency options and debt instrument options, bonds, debentures, notes, scrip, participation certificates, rights to subscribe, warrants, certificates of deposit, mortgages, chooses in action, evidence of indebtedness, commercial paper, certificates of indebtedness and certificates of interest of any and every kind and nature whatsoever, secured or unsecured, whether represented by trust, participating and/or other certificates or otherwise;
- (b) This paragraph permits cash and margin transactions in securities any and all forms of securities including, but not by way of limitation, shares, stocks, options, stock options, stock index options, foreign currency options and debt instrument options, bonds, debentures, notes, scrip, participation certificates, rights to subscribe, warrants, certificates of deposit, mortgages, chooses in action, evidence of indebtedness, commercial paper, certificates of indebtedness and certificates of interest of any and every kind and nature whatsoever, secured or unsecured, whether represented by trust, participating and/or other certificates or otherwise; and margin transactions, including short sales;

The fullest authority at all times with respect to any such commitment or with respect to any transaction deemed by any of the said Authorized Persons and/or agents to be proper in connection therewith is hereby conferred, including authority (without limiting the generality of the foregoing) to give written or oral instructions to the Brokers with respect to said transactions; to bind and obligate the Organization to and for the carrying out of any contract, arrangement, or transaction, which shall be entered into by any such Authorized Persons and/or drafts drawn upon the funds of the Organization such sums as may be necessary in connection with any of the said accounts to deposit funds with the Brokers; to deliver securities and/or contracts to the Brokers; to order the transfer or delivery thereof to any other person whatsoever, and/or to order the transfer record of any securities, or contracts, or titles, to any name selected by any of the said Authorized Persons or agents; to affix the Organization's seal to any documents or agreements, or otherwise; to endorse any securities and/or contracts in order to pass title thereto; to direct the sale or exercise of any rights with respect to any securities; to sign for the Organization all releases, powers of attorney and/or other documents in connection with any such account, and to agree to any terms or conditions to control any such account; to direct the Brokers to surrender any securities to the proper agent or party for the purpose of effecting any exchange or conversion, or for the purpose of deposit with any protective or similar committee, or otherwise; to accept delivery of any securities, to borrow money and securities, if applicable, and to secure repayment thereof with the property of the Organization; to appoint any other person or persons to do any and all things which any and all things which any of the said Authorized Persons and/or agents is hereby empowered to do, and generally to do and take all action necessary in connection with the account, or considered desirable by such Authorized Persons and/or agents with respect thereto.

SECOND: That the Brokers may deal with any and all of the persons directly or indirectly by the foregoing resolution empowered, as though they were dealing with the Organization directly.

THIRD: That the person signing this Non-corporate Resolution on behalf of the Organization be and hereby is authorized, empowered and directed to certify to the Brokers:

- (a) a true copy of these resolutions;
- (b) specimen signatures of each and every person by these resolutions empowered;
- (c) a certificate (which, if required by brokers, shall be supported by an opinion of the general counsel of the Organization, or other counsel satisfactory to the Brokers) that the Organization is duly organized and existing, that its governing rules empower it to transact the business by these resolutions defined, and that no limitation has been imposed upon such powers by the governing rules of the Organization or otherwise.

FOURTH: That the Brokers may rely upon the certified copy of the resolutions, specimen signatures, and certificate, as continuing fully effective unless and until the Brokers shall receive due written notice of change or rescission, and the dispatch or receipt of any other form of notice shall not constitute a waiver of this provision, nor shall the fact that any person hereby empowered ceases to be an Authorized Person of the Organization or becomes an Authorized Person under some title, in any way affect the powers hereby conferred, but the failure to supply any specimen signature shall not invalidate any transaction where the party authorizing the same has been actually empowered thereto by or in conformity with these resolutions.

FIFTH: That in the event of any change in the office of powers of persons hereby empowered, an Authorized Person shall certify such changes to the Brokers in writing in the manner herein above provided, which notification, when received, shall be adequate both to terminate the powers of the persons therefore authorized, and to empower the persons thereby substituted.

SIXTH: That the Authorized Persons of the Organization be, and hereby is, authorized and empowered to countersign items as aforesaid.

SEVENTH: That the foregoing resolutions and the certificates actually furnished to the Brokers by the Authorized Person of pursuant thereto, be and they hereby are made irrevocable until written notice of the revocation thereof shall have been received by the Brokers.

Passed and adopted by the Board of Commissioners of the County of Jackson, Minnesota this 18th day of August, 2020.

Scott McClure, Chair
Jackson County Board of Commissioners

ATTEST:

_____(SEAL)
Steven J. Duncan
County Coordinator of Jackson County, Minnesota

Board Resolution 20-033: Approve Corporate Resolution for Bank of the West.

RESOLUTION 20-033

RESOLVED, that County of Jackson, Minnesota (the “Organization”) authorizes the following individuals named below:

Kevin Nordquist, Auditor/Treasurer
Jill A. Horn, Chief Deputy Auditor/Treasurer

(each an “Authorized Representative”), acting alone, to: (1) establish with Bank of the West (the “Bank”) one or more deposit accounts all such deposit accounts have the same ownership and Authorized Signer(s) as provided on the Organization/Association Signature Card dated 8/7/2020 (“Signature Card”); (2) open one or more additional deposit account(s) at a future date under the Signature Card; provided the ownership and Authorized Signer(s) of the new deposit account(s) is/are the same as the ownership and Authorized Signer(s) on the Signature Card; (3) designate from time to time persons to manage, operate, or otherwise provide instructions regarding each deposit account (“Authorized Signers”); and (4) contract for such other banking services as any Authorized Representative deems necessary or appropriate to manage this Organization’s deposit accounts;

RESOLVED FURTHER, that this Organization adopts for each deposit account (a) the Bank’s Deposit Account Disclosure for Business Accounts and Schedule of Fees and Charges for Business Accounts, as added to, deleted from or otherwise amended from time to time; (b) this Signature Card; and (c) any addenda thereto, which is incorporated by this reference, for each deposit account it opens;

RESOLVED FURTHER, that the person(s) designated as Authorized Signer(s) are authorized to transact on all current and future deposit accounts opened under the Signature Card. The authority granted to each Authorized Signer includes, but is not limited to, authority to sign checks and other items and to give Bank other instructions to withdraw funds, to endorse and deposit checks and other items that are payable to or that belong to the Organization, and to transact other business relating to each of this Organization’s deposit accounts.

RESOLVED FURTHER, that the authority conferred is in addition to any other, including conflicting authorizations, in effect and shall remain in force until Bank receives written notice of its revocation at the office where the deposit account is maintained or at such other location as the Bank may direct.

Passed and adopted by the Board of Commissioners of the County of Jackson, Minnesota this 18th day of August, 2020.

Scott McClure, Chair
Jackson County Board of Commissioners

ATTEST:

(SEAL)
Steven J. Duncan
County Coordinator of Jackson County, Minnesota

NEXTERA ENERGY RESOURCES

Danell Herzig, Project Director of NextEra Energy Resources (new owners of the Three Waters Wind Project, formerly owned by Scout Clean Energy), was in attendance to provide a presentation of their company and plans for the project.

JACKSON FOOD SHELF

Pastor John Schuetz, on behalf of the Jackson Food Shelf, was in attendance to present a request that the County budget \$6,000.00 in Fiscal Year 2021 for assistance in paying for utilities. The request was referred to the County Budget Committee for review.

COUNTY ASSESSOR

Motion was made by Commissioner Eigenberg and seconded by Commissioner Hohenstein to adopt Board Action 20-202: Approve the issuance of a County credit card limit increase for the Assessor's Office, Karla Ambrose-Assessor, from \$1,000 to \$2,000 credit limit. The motion carried unanimously.

INFORMATION SYSTEMS

Information Systems Manager, Dennis Fields, was in attendance and presented information to the Board regarding lap top/tablet replacement for the Commissioners.

2019 JACKSON COUNTY AUDITED FINANCIAL STATEMENTS

Miranda Wendlandt, of CliftonLarsonAllen, was in attendance to present the 2019 Jackson County audited financial statements.

PUBLIC WORKS

Motion was made by Commissioner Eigenberg and seconded by Commissioner Wachal to adopt Board Action 20-203: Approve the purchase of a 2020 Chevy Equinox, from ASA Auto Plaza, Jackson, Minnesota, in the amount of \$27,636.00 to be used for County fleet purposes with priority given to Courthouse-located offices for use of said vehicle. The motion carried unanimously.

BOARD OF COMMISSIONERS

Discussion was held regarding Courthouse Campus Facility planning, design and financing. It was decided that the County's internal Building Committee should meet again to discuss options.

COUNTY COORDINATOR

Motion was made by Commissioner Nasby and seconded by Commissioner Wachal to adopt Board Action 20-204: Approve subsurface sewage treatment system loan, in the amount of \$11,766.13, for Carter Johnson. Commissioner Hohenstein recused herself from discussion and voting due to a familial relationship to the vendor. The motion carried with four "ayes", no "nays," and one "recuse" (Hohenstein).

Motion was made by Commissioner Wachal and seconded by Commissioner Hohenstein to adopt Board Action 20-205: Approve adoption of Policy Number 719 "Utilization of Paid Leave During a Public Health Emergency", as revised. The motion carried unanimously.

BOARD REPORTS

Commissioner Nasby reported on meetings/events involving the Cares Act Committee, Fair Association/Agricultural Society, Friends of the Jackson County Trails, Southwest Mental Health Center Governing Board, Prairie Ecology Bus Center, Des Moines Valley Health and Human Services (DVHHS), Canvassing Board and Judicial Ditch 24.

Commissioner McClure reported on meetings/events the County Personnel Committee, Judicial Ditch 42, DVHHS, DVHHS Personnel Committee, DVHHS Finance Committee, Southwest Mental Health Center Governing Board and Judicial Ditch 24.

Commissioner Eigenberg reported on meetings/events involving the DVHHS Personnel Committee, Fort Belmont and Judicial Ditch 24.

Commissioner Wachal reported on meetings/events involving DVHHS, Canvassing Board and MCIT.

Commissioner Hohenstein reported on meetings/events involving the Cares Act Committee and DVHHS.

ADJOURN

Motion was made by Commissioner Eigenberg and seconded by Commissioner Hohenstein to adjourn the meeting at 11:24 a.m. The motion carried unanimously.

JACKSON COUNTY BOARD OF COMMISSIONERS

Scott McClure, Chair

ATTEST: _____
Steven Duncan, County Coordinator