

WADENA COUNTY BOARD OF COMMISSIONERS ADJOURNED MEETING
AUGUST 19, 2010, 9:00 A.M.

The Wadena County Board of Commissioners Meeting was held on Thursday, August 19, 2010, at the Wadena County Courthouse in the Commissioners Room at 415 Jefferson St. S., Wadena Minnesota. The meeting was called to order at 9:00 a.m. by Chairman William Stearns and the pledge of allegiance to the flag was said.

Present: Commissioners Dave Schermerhorn, Rodney Bounds, Ralph Miller, Lane Waldahl, and Auditor/Treasurer Char West.

Agenda: Motion by Waldahl, seconded by Bounds, to approve the day's Agenda as presented, motion carried.

Approval of Minutes: Motion by Miller, seconded by Waldahl, to approve Board of Commissioners Meeting Minutes of July 22, 2010, July 28, 2010 and August 3, 2010, motion carried.

Disaster Property Tax Abatement: Lee Brekke, Assessor, presented the Board with a Resolution requesting tax relief from the State of Minnesota due to the June 17, 2010 tornado disaster. He informed the Board that the tornado struck parts of Wadena City, Wadena Township and Leaf River Township which caused damage to 562 taxable properties resulting in \$14,727,900 in damage. Mr. Brekke pointed out that of the 562 properties there were 105 properties with 50% or greater damage that were eligible for the State tax relief program; the assessed value lost on those 105 properties was \$10,480,000.

Char West, Auditor/Treasurer, presented the Board with a handout outlining the State tax relief program procedures, if granted by the State Executive Council; Step 1 – letters would be sent to affected property owners that experienced 50% or more tornado structure damage informing them that they should not pay their second half 2010 property tax payments until notified by the Auditor/Treasurer of the recalculated property tax figure; Step 2 – recalculation of property tax based on the Assessor's loss of assessed value; Step 3 – notification to affected property owners of balance due or refund of 2010 property taxes; Step 4 – submit to Department of Revenue Local Option Disaster Abatement Reimbursement Form; Step 5 – Auditor/Treasurer disburse Local Option Disaster Abatement Reimbursement to affected local taxing districts.

RESOLUTION
REQUESTING TAX RELIEF FOR DAMAGED/DESTROYED PROPERTY

Commissioner Waldahl offered the following and moved its adoption:

WHEREAS, the County of Wadena experienced a disaster on June 17, 2010; and

WHEREAS, said disaster did cause extensive property damage to buildings in Wadena County; and

WHEREAS, the County of Wadena has been declared a disaster area by Presidential Declaration of a Major Disaster, Number FEMA-1921-DR; and

WHEREAS, Minnesota Statutes, section 273.1231 through 273.1235, provides for tax relief for properties damaged by a disaster upon application to the Governor of the State of Minnesota and the State Executive Council; and

WHEREAS, the minimum requirements of the aforementioned statutes have been met as demonstrated in the attached disaster survey.

NOW, THEREFORE, BE IT RESOLVED, by the County of Wadena that the County of Wadena does hereby request property tax relief under Minnesota Statutes, section 273.1231 through 273.1235, for property damaged by the disaster that occurred on June 17, 2010 and identified in the attached disaster survey.

Commissioner Schermerhorn seconded the motion and YEAS and NAYS are as follows:

Board of County Commissioners	YEA	NAY	ABSENT	ABSTAIN
Lane Waldahl	X			
Ralph Miller	X			
Bill Stearns	X			
Rodney Bounds	X			
Dave Schermerhorn	X			

Adopted at Wadena, Minnesota, this 19th day of August, 2010.

WADENA COUNTY BOARD OF COMMISSIONERS

Attest: _____
Charleen West, County Auditor William Stearns, Chair

Todd Wadena Community Corrections Report: The Board reviewed the Todd Wadena Community Corrections Quarterly Financial Report.

2009 Budget Amendment: Ms. West informed the Board that additional Board action was needed to correctly reflect the June 2, 2009 motion amending the 2009 Budget. She reviewed a recommended Board motion and request their approval of such.

Motion by Bounds, seconded by Waldahl, to approve amending the 2009 Original Budget to the Final Budget amounts, as follows;

	ORIGINAL 2009 BUDGET	2009 BUDGET AMENDMENTS	AMENDED 2009 BUDGET
REVENUES:			
General Revenue Fund	\$5,878,119.00	-\$30,000.00	\$5,848,119.00
Public Health Fund	\$1,346,909.00	-\$7,328.00	\$1,339,581.00
Road & Bridge Fund	\$6,614,300.00	-\$159,140.00	\$6,455,160.00
Human Services Fund	\$5,514,799.00	\$73,000.00	\$5,587,799.00
Solid Waste Fund	<u>\$1,074,537.00</u>	<u>\$0.00</u>	<u>\$1,074,537.00</u>
	\$20,428,664.00	-\$123,468.00	\$20,305,196.00
EXPENDITURES:			
General Revenue Fund	\$5,881,789.00	\$175,251.00	\$5,706,538.00
Public Health Fund	\$1,351,082.00	\$7,328.00	\$1,343,754.00
Road & Bridge Fund	\$6,613,795.00	\$159,120.00	\$6,454,675.00
Human Services Fund	\$5,584,799.00	\$95,500.00	\$5,489,299.00
Solid Waste Fund	<u>\$1,067,298.00</u>	<u>\$0.00</u>	<u>\$1,067,298.00</u>
	\$20,498,763.00	\$437,199.00	\$20,061,564.00

Motion carried.

MIS 2010 Budget Amendment: Kevin Stensrude, MIS Director, requested the following budget adjustments for the MIS Department (061) as follows: decrease - Services – 6340 by \$3,000, Software – 6409 by \$10,000, Training – 6241 by \$1,000 and Mileage – 6334 by \$1,000 for a total of \$15,000; increase Office Supplies – 6401 by \$15,000 to be used for furniture/storage cabinets/work tables in conjunction with the remodeling of the floors, walls, lights and ceiling tiles in the MIS Department office.

The Board questioned Mr. Stensrude as to whether the \$10,000 software item was something that was previously needed and now was not.

Mr. Stensrude responded that he planned to purchase more Management Software to assist in the monitoring of the network and manage servers, which could be postponed.

Motion Miller, seconded by Schermerhorn, to amend the MIS Department 2010 budget as follows; decrease - Services – 6340 by \$3,000, Software – 6409 by \$10,000, Training – 6241 by \$1,000 and Mileage – 6334 by \$1,000 for a total of \$15,000; increase Office Supplies – 6401 by \$15,000 to be used for furniture/storage cabinets/work tables in conjunction with the remodeling of the floors, walls, lights and ceiling tiles in the MIS Department office, motion carried unanimously.

The Board set the following future Board Meeting dates: October 5, 2010, October 21, 2010, November 4, 2010, November 18, 2010, December 7, 2010, December 20, 2010 and a Special Board Meeting at 9 a.m. on September 15, 2010.

The Board recessed at 10:00 a.m.

The Board reconvened at 10:12 p.m.

Solid Waste Department: Mike Hanan, Solid Waste Director, informed the Board that Transfer Station Supervisor Tammy Ehrmantraut had tried to make arrangements for her CDL driving test, but could not get it scheduled until June 23, 2010, which was after the end of her probationary period of June 18, 2010. He pointed out that the disaster occurred on June 17, 2010 and she was informed that driving tests would not be held on June 23rd so she needed to reschedule, which he approved. Mr. Hanan added that he had informed her that she could not complete her probationary period until she had completed her CDL driving test, so it was decided to bring the matter to the Board. He commented that the test was now scheduled for the following week.

Commissioner Bounds commented the probationary period should be completed within that time and that he had discussed the matter with the County Attorney.

Commissioner Waldahl questioned County Attorney Kyra Ladd, who was in attendance, whether there was any way an "Act of God" could be considered in this situation.

Ms. Ladd responded that when a position was posted there were conditions of that position that had to be met and they were not being met; it was not just about not meeting probation, it was about whether or not that person had fulfilled the conditions of being hired and taking a position. She added that she was not aware of the details when she had spoke with Commissioner Bounds and questioned what the reasons were for being five months into her probationary period and then scheduling the test.

Mr. Hanan responded that there were several requirements in the probationary period, one of them was to obtain certification as a Type III Demolition Operator, which took place during that time. He added that they had discussed the need to obtain a CDL driving permit and practice time, which obviously a new person would not do until the weather was nice.

Chairman Stearns questioned whether there was anything the Board needed to do that would make this acceptable.

Ms. Ladd responded that the Board could state the reasons why Ms. Erhmantraut would be given additional time to fulfill the conditions for which she was offered the position and accepted the job on those conditions, which were not satisfied within a prescribed time period.

Motion by Schermerhorn, seconded by Waldahl, that due to an "Act of God", Transfer Station Supervisor Tammy Erhmantraut was unable to fulfill her six month probationary period; to authorize a 90 day extension of the June 18, 2010 probationary period deadline to complete the probationary requirements, motion carried.

Mr. Hanan updated the Board on the Debris Management Site. He informed them that the August 12, 2010 deadline of accepting commercial hauler debris, without charging, had passed. He pointed out that since that date Saturdays had been very slow at the Site. He requested Board input as to whether the Debris Site hours should be adjusted.

Discussion was held as to whether Saturday Debris Management Site hours should be reduced from eight hours days to four hour days and to also contact the City of Wadena to obtain their input on the possibility of changing the hours.

Mr. Hanan informed the Board that he had released the Request for Proposals for the removal of the debris at the Debris Management Site. He also informed the Board that FEMA would be submitting their initial report relating to the Debris Management Site and anticipated a check to be sent to the County relating to the Site expenses. Mr. Hanan pointed out that the final payment would be less any revenues the County obtained in the recycling of some of the debris at the Debris Site.

Resolution for Repayment of Advance of Funds: Paul Sailer, Human Services Director, came to the Board requesting approval of a Resolution reflecting the repayment of \$356,653 from the Human Services Fund to the Solid Waste Fund, which had previously been advanced for cash call payments made to South Country Health Alliance by the Human Services Fund. He pointed out that the Human Services Board had previously approved the Resolution and was recommending the transfer of funds from the Human Services Fund to the Solid Waste Fund. Mr. Sailer pointed out that the Chair had requested that Human Services repay Solid Waste at this time due to the Solid Waste Fund's need for cash to pay the expenses relating to the June 17, 2010 tornado.

Motion by Waldahl, seconded by Schermerhorn, to approve the following Resolution:

RESOLUTION BY THE WADENA COUNTY BOARD OF COMMISSIONERS

WHEREAS, Wadena County General Fund advanced \$450,000 to Wadena County Human Services to contribute to the cost of the membership of South Country Health Alliance, and

WHEREAS, in 2006, Wadena County Board of Commissioners approved a \$75,000 levy increase for Wadena County Human Services to repay the funds advanced from the General Fund, and

WHEREAS, South Country Health Alliance required a cash call in 2008 and payments were made in May 2008, December 2008, and June 2009, and

WHEREAS, Wadena County Solid Waste advanced \$394,153 to Wadena County Human Services to help fund the cash call payments, and

WHEREAS, in 2006 the Wadena County Board of Commissioners approved a yearly payment schedule of \$75,000 from Wadena County Human Services to repay the transfers for the money sent to South Country Health Alliance, and

WHEREAS, the tornado that struck Wadena County on June 17, 2010 caused monetary damages and the Solid Waste Department is in need of funds now, and

WHEREAS, Wadena County Human Services paid one installment to Solid Waste in August 2010 of \$37,500, and

WHEREAS, Wadena County Human Services has the remaining \$356,653 in it's operating balance.

NOW THEREFORE BE IT RESOLVED, the Wadena County Board of Commissioners authorizes the reimbursement of the \$356,653 advance from the Human Services Department to the Solid Waste Department, which pays the obligation in full.

William Stearns, Chair Person,
Wadena County Board Of Commissioners

Attest: _____
Charleen West, Auditor/Treasurer

Dated this 19th day of August, 2010.

Motion carried unanimously.

Mr. Sailer presented the Board with a second Resolution that consolidated several previous Board approved Resolutions relating to the advance of funds from the General Fund to the Human Services Fund for the South Country Health Alliance membership fee and the repayment of that advance through a Board approved \$75,000 annual tax levy by the Human Services Fund. He added that the Resolution also reflected the repayment of the Human Services Fund payment to South Country Health Alliance for the membership fee and cash call payment through the Board approved \$75,000 annual tax levy, which would follow full repayment to the General Fund. Mr. Sailer pointed out that a repayment schedule was attached.

Motion by Bound, seconded by Miller to approve the following Resolution:

RESOLUTION BY THE WADENA COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Wadena County General Fund advanced \$450,000 to Wadena County Human Services to contribute to the cost of the membership of South Country Health Alliance, and

WHEREAS, in 2006, the Wadena County Board of Commissioners approved a \$75,000 levy increase for Wadena County Human Services to repay the funds advanced to South Country Health Alliance, and

WHEREAS, Wadena County Human Services transferred \$75,000 to the General Fund in 2007, and

WHEREAS, South Country Health Alliance required a cash call in 2008, and

WHEREAS, Wadena County Solid Waste advanced \$394,153 to Wadena County Human Services to help fund the cash call, and

WHEREAS, Wadena County Human Services has advanced South Country Health Alliance a net amount of \$274,287 from the Social Services Fund for the membership and the cash call, and

WHEREAS, in 2010 Wadena County Human Services transferred from its balance \$394,153 to repay in full Wadena County Solid Waste, and

WHEREAS, Wadena County Human Services has a remaining obligation of \$375,000 to the General Fund, and

WHEREAS, Wadena County Human Services can transfer \$37,500 to the General Fund on December 1, 2010,

NOW THEREFORE BE IT RESOLVED, the Wadena County Board of Commissioners authorizes a payment schedule that will transfer \$37,500 on June 1 and \$37,500 on December 1 of each year to the General Fund until \$375,000 is paid in full, followed by a payment schedule to the Social Service Fund that will reimbursement \$37,500 on June 1 and \$37,500 on December 1 of each year until \$668,440 (\$274,287 + 394,153) is paid in full.

William Stearns, Chairperson,
Wadena County Board Of Commissioners

Attest: _____
Charleen West, Auditor/Treasurer

Adopted this 19th day of August, 2010.

Motion carried unanimously.

Highway Department: Ryan Odden, Highway Engineer, presented the Board with an agenda. He also presented the Board with a Project Bid Abstract listing the bids received for project SAP 80-598-15 Culvert 80J12 on County Road #164 and SAP 80-598-16 Culvert 80J17 on County Road #118, which are as follows:

Gladen Construction, Inc.	\$350,351.50
Kern & Tabery, Inc.	\$405,075.80
Landwehr Construction, Inc.	\$367,097.49
Midwest Contracting, LLC	\$332,731.00
Sellin Bros., Inc	\$450,780.22
Young Excavation, Inc.	\$448,025.50

Mr. Odden recommended the low bid from Midwest Contracting, LLC in the amount of \$332,731.00 to the Board. He pointed out that \$233,891 would be paid from the State Transportation Bridge Bonding and \$98,840 would be local road construction funds budgeted for the project.

RESOLUTION

Commissioner Schermerhorn offered the following resolution and moved for its adoption:

WHEREAS: Bids were received until 11:00 A.M. on Wednesday, November 18, 2010 for the following Project:

SAP 80-598-15 (Culvert 80J12) on County Road # 164

SAP 80-598-16 (Culvert 80J17) on County Road # 118

WHEREAS: The bid offered by Midwest Contracting, LLC in the amount of \$ 332,731.00 was the lowest of the 6 bids received.

NOW THEREFORE BE IT RESOLVED: That Midwest Contracting, LLC of Marshall, MN is hereby awarded the contract for the above referenced project in accordance with the terms of the plan and proposal based on approval by the County Engineer.

Commissioner Miller seconded the motion and the same carried unanimously.

Adopted at Wadena, Minnesota.

ATTEST: Charleen West, Auditor-Treasurer County Board Chairman

Mr. Odden requested approval by the Board of the second Resolution relating to the use of Bridge Bonds.

**Resolution
For Agreement to State Transportation Fund (Bridge Bonds)
Grant Terms and Conditions**

WHEREAS, Wadena County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No.80J12 on SAP 80-598-15 and Bridge No. 80J17 on SAP 80-598-16; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant for SAP 80-598-15 has been determined to be \$ 121,186.00 & for SAP 80-598-16 has been determined to be \$ 112,705.00 by reason of the lowest responsible bid;

NOW THEREFORE, be it resolved that Wadena County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required.

Commissioner Bounds motioned and Commissioner Waldahl seconded the motion for adoption of the Resolution and it was declared adopted upon the following vote:

Ayes 5
Nays 0

STATE OF MINNESOTA)
) ss.
County of Wadena)

I, Charleen West, Auditor/Treasurer of the County of Wadena, do hereby certify that the above is a full, true, and correct copy of a Resolution duly adopted by the Board of County Commissioners of the County of Wadena at their regular meeting held on August, 19, 2010.

Charleen West, Auditor/Treasurer
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Mr. Odden updated the Board on Project SP 80-602-08, CSAH 2 Bridge Project and informed them that Highway Maintenance employee Quentin Ness had completed his probationary period.

Teamsters Local #320 Request for Evaluation: Chairman Stearns reviewed a letter received from the Teamsters Local #320 Business Agent requesting a pay equity evaluation of the newly created position of Investigator in the Sheriff's Department.

Ms. Ladd questioned whether there was a time requirement relating to this as this was the second person to have filled the Investigator position.

Board Consensus was to appoint HR Consultant Mike Gibson and Ms. Ladd to review the request and advise whether a Pay Equity Study was needed.

Wadena VFW Club Request for Veterans Park Display: Dave Ludovissie, Wadena VFW Club representative, distributed pictures of a Fort Ripley helicopter available for a Veterans Park display. He noted that a possible location of the helicopter could be on the Courthouse lawn by the Veterans Memorial Park and requested Board approval to proceed. Mr. Ludovissie advised the Board that donations would have to be obtained and that he had discussed this with the Wadena City Council regarding an alternate site at the City Parking lot, which would not be an ideal location.

Board discussion was held regarding the possibility of locating the helicopter at the Burlington Northern Park; concerns that it would limit future building options at the Courthouse and that it was a great idea, however it was felt there would not be enough room on the Courthouse lawn. The Board also discussed possibly locating the display at the County Fairgrounds.

Chairman Stearns advised Mr. Ludovissie that the Board would not be able to make a decision that day. He appointed Commissioners Waldahl and Bounds to work with Mr. Ludovissie, the area VFW's and the City of Wadena.

Zoning Conditional Use Permit: Deana Skov, Zoning/Parks Director, informed the Board that she had met with the County Attorney and Commissioner Bounds regarding the Conditional Use Permit application submitted by Russell and Susan Nystrom for the purpose of erecting a wind energy tower, which had been discussed at the previous Board Meeting.

Ms. Ladd informed the Board that some of the issues Commissioner Bounds had pointed out at the previous Board meeting were valid concerns, however, they did not necessarily provide the Board a legal basis for which they could take action. She added that she did not see anything that would allow the Board to deny the permit as the conditions of the permit, as it related to the application, had been met. Ms. Ladd pointed out that granting the permit did not mean the project would go forward as there were a lot of things that had to be done and conditions that had to be met after the permit was granted. She commented that in light of the concerns it would be prudent to put a moratorium on any further projects such as this so that there was an opportunity to review the ordinance and incorporate some language regarding heights.

Ms. Skov commented that they had been a little short-sighted in not putting a cap on the height; if it exceeded 60 feet it automatically required a Conditional Use Permit.

Commissioner Bounds restated his concern regarding health, noise and safety issues.

Ms. Ladd responded that it would be hard to defend as no evidence had come forward for which the Board could deny the application under the current the Ordinance as written.

Commissioner Miller commented his concern over his interpretation that he did not have any other option than to support this.

Chairman Stearns called for the motion.

Ms. Ladd commented that if the Board did not make a motion relating to this Conditional Use Permit, it would default to approval.

RESOLUTION

Commissioner Schermerhorn moved that the following Resolution be adopted:

RESOLVED: That the County Board approves issuance of the following Conditional Use Permit:

Russell & Susan Nystrom application for Conditional Use Permit to permit erecting a 1.65 Megawatt Wind Energy Conversion System and the associated 80 meter (approximately 262') tower with the following findings of fact:

1. The requested use will not create an unreasonable excessive burden on the existing roads or other utilities;
2. The requested use is compatible with the surrounding area and will not significantly depreciate nearby properties;
3. The structure and the use shall have an appearance that will not have an unreasonable adverse effect on nearby properties;
4. The requested use, in the opinion of the Planning Commission, is reasonably related to the existing land use and environment;
5. The requested use is consistent with the Wadena County Land Use Control Ordinance;
6. The requested use is not in conflict with the Wadena County Comprehensive Plan;
7. The requested use will not create an unreasonably adverse affect because of noise, odor, glare, or general unsightliness for nearby property owners.

on property described as: NW1/4 NE1/4 less E 412.5' & N1/2 NW1/4 less E 300' of North 435.6' NW1/4 NW1/4 & less the S 620.92' of the W 491.06' of the NW1/4 NW1/4 reserving an easement over the S 33' of the W 491.06' of NW1/4 NW1/4, Section 8, Township 134, Range 34, Aldrich Township located in an A-3 General Agriculture District.

Ms. Ladd reported that Christi Hasting's response was that in working in conjunction with the Human Resource Consultant as it related to labor negotiations, her fees were based primarily on consultation and engagement in contract draft and review; \$165 per hour for that project, however to do employment law related to other issues it would be in the neighborhood of \$195 to \$200 per hour plus the cost associated with travel and out of pocket expenses.

Ms. Ladd reported that Steve Burton's response was that he would continue to provide a reduced rate to Wadena County, not only for this project, but for all labor issues he was currently involved in and would continue to be involved in; he provided a range as he had an associate within his firm who worked directly with him assisting on issues as it related to Wadena County; that range was between \$170 per hour to \$250 per hour; he would continue to not bill Wadena County for any mileage reimbursement for his travel to Wadena County to represent issues as it related to employment matters. Ms. Ladd pointed out that she did not have an opinion one way or the other, however, to have some familiarity with what had been going on would save money as they would not have to be brought up to speed, but the Board could pay someone to do that.

Motion by Schermerhorn, seconded by Waldahl, to continue to use Steve Burton's Labor Attorney services, due to his familiarity with the County issues, which may be a cost savings to Wadena County,

Commissioner Bounds questioned whether Mr. Burton charged for mileage, whether he charged for windshield time and whether there should be an Agreement or Contract put in place so the Board knew that the County would not be billed for windshield time.

Ms. Ladd responded that Mr. Burton's response was that he had not billed for mileage and he would not in the future.

Mr. Gibson responded that it was his understanding that Mr. Burton did not charge for windshield time.

Ms. Ladd read information from Mr. Burton. She added that if the Board requested further information regarding windshield time, she felt he would be open to providing that.

Commissioner Schermerhorn stated that he would add 'no windshield/travel time' to the motion.

Motion carried.

Commissioners Reports:

Commissioner Schermerhorn: None

Commissioner Miller: Old Wadena Society; Sweet Corn Project had been a learning experience, Penny Nelson had distributed corn to food shelves and various places around the County.

Commissioner Stearns: None.

Commissioner Bounds: Central MN Council on Aging, Leadership Conference.

Commissioner Waldahl: Todd-Wadena Community Corrections; Wadena 2.0 Steering Committee; Wadena County Ag Society.

Motion by Bounds, seconded by Miller, to authorize the appointment of Commissioner Waldahl and Chairman Stearns to serve on the Wadena 2.0 Steering Committee, motion carried.

Commissioner Waldahl, continued: SHIPS Committee - State-wide Health Improvement Program; Bell Hill Recovery Center – received over \$160,000 in damage from the June 17, 2010 tornado, they are uninsured and a non-profit organization, he questioned whether they would be covered by FEMA; Regional Radio Board.

Highway Department: Mr. Odden returned to the Board to inform them that he had been requested to provide input of the location of an Ag Society building at the Fairgrounds since the Highway Department had been involved in a lot of the drainage issues as that location. He questioned whether the Board had any concerns in his involvement or anything he should be aware of such as long term plans for construction at the site.

Board consensus was for Mr. Odden to continue to be involved.

Chairman Stearns reported that he had received the engineering report from Solien and Larson Engineering to rebuilding the Cattle Barn at the Fairgrounds.

Board Bills: Motion by Miller second by Schermerhorn, to approve payment of the Board of Commissioner bills in the amount of \$166,844.61, motion carried unanimously.

The Board recessed at 12:02 p.m.

The Board reconvened at 12:12 p.m.

Closed Board Meeting – Evaluate Performance: Chairman Stearns closed the Board of Commissioners Meeting at 12:13 p.m. for the purpose of meeting to evaluate the performance of an individual subject to its authority in the Highway Department. Present were Commissioners Schermerhorn, Miller, Stearns, Bounds, Waldahl, Human Resource Consultant Mike Gibson, Highway Engineer Ryan Odden, County Attorney Kyra Ladd, and Auditor/Treasurer Char West.

Chairman Stearns reconvened the Board of Commissioners Meeting at 12:35 p.m..

Closed Board Meeting – 2011 Negotiations: Chairman Stearns closed the Board of Commissions Meeting at 12:36 p.m. for the purpose of meeting to strategize for the upcoming 2011 labor negotiations. Present: Commissioners Schermerhorn, Stearns, Bounds, Waldahl,

Human Resource Consultant Mike Gibson, and Auditor/Treasurer Char West. Absent: Commissioner Miller due to a conflict of interest relating to the subject matter.

Chairman Stearns reconvened the Board of Commissioners Meeting at 12:52 p.m.

Chairman Stearns adjourned the Board of Commissioner Meeting at 12:53 p.m.

Charleen West, Auditor/Treasurer

William Stearns, Chairman