

CLAY COUNTY BOARD OF COMMISSIONERS

Tuesday, October 18, 2016

8:30 a.m.

County Board Room – 3rd Floor – Courthouse

MINUTES

The Clay County Board of Commissioners met in regular session with the following Commissioners present: Frank Gross, Wayne Ingersoll, Jenny Mongeau, Kevin Campbell and Grant Weyland. Darren Brooke, Assistant County Administrator; Jenny Samarzja, Chief Assistant County Attorney; and Colleen Eck, Sr. Administrative Assistant, were also present.

APPROVAL OF AGENDA

On motion by Campbell, seconded by Weyland, and unanimously carried, the agenda was approved with the first consent agenda item moved to the regular agenda for discussion.

AGREEMENT WITH SPRINGBOARD FOR THE ARTS

By consent agenda, the Board approved an agreement with Springboard for the Arts to provide pre-approved strategy funding through the Community Wellness Grant for increasing staff physical activity.

AGREEMENT WITH CITY OF FRAZEE

By consent agenda, the Board approved an agreement with the City of Frazee to provide pre-approved strategy funding through the Statewide Health Improvement Project grant for a Complete Streets Feasibility Study.

AGREEMENT WITH CLAY COUNTY PUBLIC HEALTH

By consent agenda, the Board approved an agreement with Clay County Public Health to provide pre-approved strategy funding through the Statewide Health Improvement Project grant funding for training costs for staff to attend “Basics of the Omaha System” workshop.

THREE-YEAR CONTRACT WITH WENCK ASSOCIATES

By consent agenda, the Board approved a three-year contract with Wenck Associates to conduct spring & fall well water sampling events at the landfill.

CITIZENS TO BE HEARD

There were no citizens who wished to address the Board.

APPROVAL OF PAYMENT OF BILLS AND VOUCHERS

On motion by Campbell, seconded by Ingersoll, and unanimously carried, the bills and vouchers were approved for payment.

APPROVAL OF MINUTES OF SEPTEMBER 27, 2016

On motion by Campbell, seconded by Weyland, and unanimously carried, the minutes of September 27, 2016 were approved.

ACCEPTANCE OF \$1,000 GRANT FROM WEST CENTRAL INITIATIVE

On motion by Campbell, seconded by Ingersoll, and unanimously carried, the Board acknowledged and accepted a \$1,000 grant from West Central Initiative for an Emergency Preparedness Event for Child Care Providers.

REQUEST TO FILL THREE POSITIONS IN DETOX

Public Health Director Kathy McKay and Detox Director Troy Amundsen requested filling three positions in the Detox Unit. A Lead RN resigned, leaving a full-time equivalent (FTE) position to be filled, and two additional positions are being requested based on the upcoming expansion to a 16-bed facility.

On motion by Mongeau, seconded by Ingersoll, and unanimously approved, the Board approved advertising for a FTE RN in Detox.

On motion by Campbell, seconded by Weyland, and unanimously approved, the Board approved advertising for a FTE Lead RN in Detox.

On motion by Ingersoll, seconded by Weyland, and unanimously approved, the Board approved advertising for 0.6 FTE (24 hours/week) technician in Detox.

AGREEMENT WITH WAHPETON PUBLIC SCHOOL TO PROVIDE GRANT FUNDING

The item concerning Wahpeton Public School to provide grant funding for nursing moms and for physical activity equipment for staff was removed from the consent agenda by Commissioner Campbell. Public Health Director Kathy McKay will report back to the Board on a later date concerning grant funding with a North Dakota entity.

REQUEST AUTHORIZATION TO MOVE FORWARD WITH COURTHOUSE BASEMENT REPAIR PROJECT

Maintenance Supervisor Joe Olson reported on the courthouse basement repairs. The initial clean-up work (following the water line break) has been completed, and the next phase includes replacing walls, floor coverings, and paint. The Building Committee met and reviewed the use of waterproof materials to help mitigate damages from any future water issues. The following two quotes were obtained: Ramco Industries - \$36,635; Delta Design - \$59,891. Olson requested authorization to move forward with the lowest quote from Ramco Industries. MCIT will cover \$8,666 of the cost and the County would be responsible for the remaining \$27,969.

On motion by Ingersoll, seconded by Weyland, and unanimously carried, the Board approved a quote from Ramco Industries for \$36,635 for replacing the north end of the courthouse basement walls, floor coverings, and paint with waterproof materials.

RECESS FOR ECONOMIC DEVELOPMENT AUTHORITY BOARD

On motion by Mongeau, seconded by Weyland, and unanimously carried, the Board approved recessing the County Board meeting and reconvening as the Economic Development Authority Board.

PUBLIC HEARING: ECONOMIC DEVELOPMENT AUTHORITY - BUSINESS TAX ABATEMENT

On motion by Campbell, seconded by Weyland, and unanimously carried, the Economic Development Authority Board public hearing was opened.

Planning Director Tim Magnusson presented an applicant from Bayer CropScience, LP for a business tax abatement on a new seeds trait facility in Sabin. The project will add approximately \$3.3 million in building improvements to the property, will employ three full-time employees, and as many as six part-time employees. The Business Subsidy Committee met yesterday, reviewed four scenarios, and recommended the Board adopt the following scenario: 100% for the first year, 80% for the second year; 60% for the third year, 40% for the fourth year, and 20% for the fifth year. The total cost of this abatement is estimated to be approximately \$27,000.

Steve Busse, representing Bayer CropScience, stated that he will work out of the new Sabin trait development site. Commission Mongeau noted that this facility will be a valuable resource for Sabin. Commission Campbell thanked Busse for choosing Clay County for their new facility.

On motion by Campbell, seconded by Ingersoll, and unanimously approved, the Economic Development Authority Board closed the public hearing.

On motion by Campbell, seconded by Ingersoll, and unanimously carried, the Economic Development Authority Board recommended the County Board support the business tax abatement for Bayer CropScience, LP.

On motion by Campbell, seconded by Mongeau, and unanimously carried, the Economic Development Authority Board meeting was closed.

On motion by Campbell, seconded by Ingersoll, and unanimously carried, the County Board meeting reconvened.

On motion by Campbell, seconded by Mongeau, and unanimously carried, the following resolution was adopted:

**CLAY COUNTY BOARD OF COMMISSIONERS
RESOLUTION 2016-34**

**ENABLING RESOLUTION GRANTING TAX ABATEMENT TO
BAYER CROPSCIENCES, LP**

WHEREAS, Minnesota Statutes § 469.1813 grants Minnesota Counties with the authority to offer current or prospective tax abatements to and under certain circumstances; and

WHEREAS, Clay County has adopted a Business Subsidy Plan outlining the procedure and criteria for tax abatements to be considered; and

WHEREAS, Bayer CropScience LP, submitted a Clay County Business Assistance Application dated August 23, 2016, per the Clay County Business Subsidy Plan; and

WHEREAS, the application was scored pursuant to the Clay County Business Subsidy Plan and scored over the 100 points needed to advance for board consideration; and

WHEREAS, the Clay County Board, acting as the Economic Development Authority Board, held a public hearing in this matter on October 18, 2016, 2013; and

WHEREAS, the project consists of a new Seeds Trait Development Facility to be located in the City of Sabin. Said facility would develop and deliver superior seed varieties for Minnesota farmers specifically and norther US farmers in general; and

WHEREAS, the new business will bring 3 to 5 full-time, stable jobs with attractive wages and benefits; and

WHEREAS, the new business will enhance the tax base of the County; and

WHEREAS, the benefits of this project will at least equal the costs that Clay County will incur through a tax abatement.

NOW THEREFORE, BE IT RESOLVED, that the Clay County Board of Commissioners hereby grants a five-year tax abatement to Bayer CropScience LP on the improvements to the property located at 413 Kings Trail North, Sabin, MN 56580 (Parcel #59.900.0320); and

BE IT FURTHER RESOLVED, the tax abatement will be structured as follows: 100% for the first year, 80% for the second year; 60% for the third year, 40% for the fourth year, and 20% for the fifth year. The total cost of this abatement is estimated to be approximately \$27,000.

APPROVAL OF MOORHEAD AND COUNTY MEMORANDUM OF UNDERSTANDING - 12TH
AVENUE (CSAH 16) PROJECT

Highway Engineer Dave Overbo presented the 12th Avenue (CSAH 16) project. The City and County wish to reach an agreement with the County's provision of funding for reconstructing one mile of road to municipal standards. As part of the agreement the County will provide \$500,000 in funding for the project and the road will be turned back to the City of Moorhead after completion. The project bids came in favorably and met City approval.

On motion by Campbell, seconded by Weyland, and unanimously carried, the Board approved a City/County Memorandum of Understanding for the 12th Avenue (CSAH 16) Project as presented.

APPROVAL OF AMENDMENT TO MNDOT LIMITED USE PERMIT ON TH34 – BARNESVILLE

Highway Engineer Dave Overbo informed the Board that the County has agreed to sponsor a multi-use path located along TH34 in Barnesville. The project will be federally funded with Transportation Alternative Program (TAP) funds. An amendment to the limited use permit for Non-Motorized Recreational Trail (LUP # 1404-0012) is required for the additional pedestrian ramp within MnDOT right-of-way.

On motion by Mongeau, seconded by Ingersoll, and unanimously approved, the Board approved an amendment to the MnDOT Limited Use Permit on TH34 in Barnesville for an additional pedestrian ramp.

CONSTRUCTION UPDATE

Assistant Highway Engineer Erik Hove provide the Board with a brief update on the status of current road construction projects within the County.

COMMITTEE REPORTS/COUNTY ADMINISTRATOR UPDATE/DISCUSSIONS

- Commissioner Campbell attended meetings for Juvenile Detention (crowding issues); MSUM (sales tax referendum); F-M Diversion Authority Public Outreach (DNR decision); FM Diversion Authority (closed session concerning legal issues); and a business subsidy request (Sabin project).
- Commissioner Mongeau attended a Clay Soil & Water Conservation District meeting (cost share, NRCS office update, budget, State Convention, tree program, and 625 acres going into CRP easements for Pheasants Forever).
- Commissioner Weyland attended meetings for Beyond the Yellow Ribbon, West Central Area Agency on Aging – Land/Dancing Sky, and FM Diversion Authority
- Commissioner Ingersoll attended a meeting for Lake Agassiz Regional Library Board.
- Commissioner Gross toured a Juvenile Detention Center and transitional home in Grand Rapids.
- Assistant County Administrator Darren Brooke attended meetings for open enrollment; Lakes Country Cooperative; personnel issues; and campus parking.

ADJOURN

The meeting adjourned at 9:25 a.m.

Frank Gross, Chair
Clay County Board of Commissioners

Darren Brooke, Assistant County Administrator