

# CLAY COUNTY BOARD OF COMMISSIONERS

8:30 A.M., TUESDAY, FEBRUARY 19, 2019

County Board Room, 3rd Floor, Courthouse

## MINUTES

The Clay County Board of Commissioners met in regular session with the following Commissioners present: Frank Gross, Jim Haney, Kevin Campbell, and Jenny Mongeau. Others present: County Administrator Stephen Larson, Assistant County Attorney Tony Weigel, and Senior Administrative Assistant Colleen Eck.

Vice-Chair Gross called the meeting to order.

### APPROVAL OF AGENDA

On motion by Campbell, seconded by Haney, and unanimously carried, the Board approved the agenda.

### CITIZENS TO BE HEARD

There were no citizens present who wished to address the Board.

### APPROVAL OF PAYMENT OF BILLS AND VOUCHERS

On motion by Mongeau, seconded by Campbell, and unanimously carried, the Board approved bills and vouchers totaling \$1,842,501 from 158 vendors for payment. From that total, 101 warrants issued were under \$2,000 (\$39,324) and the following 57 warrants issued were over \$2,000:

Construction Engineers, Inc.	700,124	Treas of Viding Twsp	21,881
Nelson Auto Center	220,393	Treas of Georgetown Twsp	21,679
City of Fargo	41,979	Treas of Elmwood Twsp	21,630
Clay Co Public Health	33,547	Treas of Tansem Twsp	20,495
Treas of Eglon Twsp	30,073	Treas of Humboldt Twsp	19,983
Treas of Elkton Twsp	27,178	Treas of Ulen Twsp	19,767
Treas of Dilworth City	26,536	Treas of Riverton Twsp	19,566
Treas of Hawley Twsp	25,233	Treas of Felton Twsp	19,182
Treas of Morken Twsp	24,728	Treas of Alliance Twsp	18,804
Treas of Parke Twsp	24,333	Treas of Moland Twsp	18,761
Treas of Highland Grove Twsp	24,195	Treas of Skree Twsp	18,615
Treas of Cromwell Twsp	24,179	Treas of Spring Prairie Twsp	18,399
Treas of Kurtz Twsp	23,816	Treas of Goose Prairie Twsp	18,320
Treas of Oakport Twsp	23,069	Nurse-Family Partnership, Inc.	18,312
Treas of Kragnes Twsp	22,915	Otter Tail Public Health	17,296

Treas of Barnesville Twsp	17,117	Petro Serve USA-Hwy	6,256
Medical Pharmacy (SH)	16,773	Treas of Glyndon City	5,237
Treas of Flowing Twsp	16,075	Pomp's Tire Service, Inc.	5,061
Treas of Keene Twsp	15,977	Headwaters Regional Development	5,000
Department of Corrections	15,750	Farmers Coop Oil Co	4,771
Treas of Holy Cross Twsp	15,686	Viking Garage Door Company, Inc.	3,974
Treas of Hagen Twsp	15,286	Treas of Ulen City	3,039
Treas of Glyndon Twsp	14,393	ANJAAM Holdings, LLC	2,817
Kris Engineering, Inc.	12,296	Treas of Sabin City	2,415
Becker County Public Health	12,208	Holiday Credit Office	2,393
Treas of Moorhead Twsp	11,264	Mouser/Katrina	2,200
Treas of Hawley City	10,686	R Travelmart	2,089
Treas of Barnesville City	9,603	Wilkin Co. Public Health	2,032
Xcel Energy	7,790		

#### **APPROVAL OF MINUTES FROM JANUARY 15 and 22, 2019**

On motion by Haney, seconded by Campbell, and unanimously carried, the Board approved the minutes from January 15 and 22, 2019.

#### **REQUEST(S) TO FILL TWO VACANCIES FOR ASSISTANT COUNTY ATTORNEYS**

Pamela Foss, Acting County Attorney, requested filling two vacancies for Assistant County Attorneys. One of the attorneys has been promoted to Chief Assistant – Civil and another attorney is transferring to Otter Tail County.

On motion by Campbell, seconded by Haney, and unanimously carried, the Board approved the request to fill two vacancies for Assistant County Attorneys.

#### **ANNUAL UPDATE ON DRUG COURT AND VETERANS COURT**

Judge Lawson and Don Kautzman, Court Coordinator, were present with their annual update and stats for drug court and veterans court. There are currently 14 participants in Clay County Drug Court. To date there have been 58 graduates in the program. At the time of graduation, the majority were employed and all of them were clean and sober for over a year and had completed 50 hours of community service projects. They have had an overall success rate of 78%. Veterans Court currently has four participants and has had four graduates with none re-offending since graduation. The Board was acknowledged for their continual support and funding for these valuable community programs.

Commissioner Gross thanked Lawson and Kautzman for the great service they provide with these two programs and noted the graduation ceremonies are truly something to witness.

## **REQUEST FOR APPROVAL OF AMENDMENT TO FOOD SERVICE CONTRACT**

Julie Savat, Correctional Facility Administrator, and James O'Donnell, Juvenile Center Director, requested approval of an amendment to the food service contract for the Correctional Facility, Detox, and Juvenile Center. The sliding scale costs range from \$2.62 to \$2.73 per meal. The meals at the Juvenile Center are \$2.79 per meal and are part of the school lunch program. The costs are expected to go down after the kitchen is completed at the Correctional Facility and the meals are prepared onsite.

On motion by Mongeau, seconded by Campbell, and unanimously carried, the Board approved the amendment to the food service contract, with meals ranging in cost between \$2.62 and \$2.73, for the Correctional Facility and Detox.

On motion by Mongeau, seconded by Haney, and unanimously carried, the Board approved the fixed rate of \$2.79 per meal for the Juvenile Center.

## **MEMORANDUM OF AGREEMENT FOR "ONE WATERSHED ONE PLAN" WITH WILD RICE WATERSHED DISTRICT, SWCDS, AND FIVE COUNTIES**

Kevin Kassenborg, Clay Soil and Water Conservation District presented the Memorandum of Agreement for "One Watershed One Plan" With Wild Rice Watershed District, SWCDs, and Five other Counties. Attorney Beitelspacher has reviewed the agreement. The agreement is for the partnership and establishment of committees for developing the plan.

There was a consensus to have the Planning Director and Highway Engineer receive the committees' agendas and emails for input, but they are not required to attend all the meetings.

On motion by Mongeau, seconded by Haney, and unanimously carried, the Board approved the Memorandum of Agreement between six counties, their SWCDs, and Watershed Districts as presented.

## **COMMITTEE REPORTS/COUNTY ADMINISTRATOR UPDATE/DISCUSSIONS**

- Commissioner Mongeau attended meetings for Personnel Issues Committee; AMC Legislative Conference; Environmental Issues – DNR; AMC Extension Committee; and met with local representatives.
- Commissioner Campbell attended meetings for Highway Tracking; AMC Legislative Conference; Army Corp and DNR; Lakes Country Services Co-op.
- Commissioner Haney attended the AMC Legislative Conference and Policy Group meeting.
- Commissioner Gross attended meetings for Highway Tracking; AMC Legislative Conference; MN Rural Counties; and met with local representatives.
- County Administrator Stephen Larson attended meetings for Highway Tracking; Personnel Issues Committee; Solid Waste and MPCA; Public Health and Human Resources; Planning

staff; and a Market Study Company. He also attended the AMC Legislative Conference and met with local representatives.

**CITIZENS TO BE HEARD**

Eric Smith of Moorhead presented himself and asked to be heard by the Commissioners. His issue was related to cell phones not being allowed in the building or in the courtrooms. He stated he has the right as a citizen to be able to audio/video record proceedings in the courtroom for his own protection. He commented on this rule being a violation of the First Amendment of the Constitution of the U.S.

Commissioner Gross noted the judges initiated the policy to not allow cell phones to be brought into the building because they don't want phones going off in the courtrooms. He added that other hand-held recording devices may be allowed. The Commissioners have gone by the judges' decision.

The meeting adjourned at 9:16 a.m.

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Frank Gross, Vice-Chair, County Board of Commissioners

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Stephen Larson, County Administrator