

**Wabasha County  
Board of Commissioners  
Meeting Agenda  
December 26, 2017  
9:00 a.m.**

**Agenda Item:**

- 1.0 **Call to Order**
  - Please be respectful and turn off all cell phones and pagers during the Board meeting.
- 2.0 **Pledge of Allegiance**
- 3.0 **Roll Call** (Goihl, Hall, Key, Springer, Wobbe)
- 4.0 **Approve Agenda**
- 5.0 **Staff Updates**
- 6.0 **Administrator Update**
- 7.0 **Citizen Involvement** MS13D.01. subd 6

Any person may observe Board meetings. Citizens must be able to hear the discussion at a meeting and must be able to determine who votes for or against a motion. One copy of the agenda and all materials made available to the Board should be made available to the audience unless doing so would violate the Minnesota Government Data Practices Act. Although anyone can attend Board meetings, citizens cannot speak or otherwise participate in any discussions unless the Board recognizes them for this purpose.
- 8.0 **Public Forum**
  - Sign-up for the public forum will be done prior to the beginning of the meeting.
  - No personal attacks to persons present or not.
  - No inflammatory language used during time that you have the platform.
  - Thank you for participating in County government.
- 9.0 **Consent Agenda**

Items on the Consent Agenda are considered to be routine by the County Board of Commissioners and may be enacted through one motion. Any item on the Consent Agenda may be removed by any of the Commissioners for separate consideration.
- A. Minutes: December 19, 2017
- B. Claims
- C. Meal Vouchers
- D. Per Diems
- E. Donations: Approve and accept \$1000 donation from Barbara Follstad on behalf of the Wabasha County Sheriff's Office to be used toward the K-9 program
- F. Sheriff: Approve Disposal of a 2008 Ford Crown Victoria (2017-262)
- G. Zoning: Approve Natural Resources Block Grant Application (2017-263)
  - 10.0 **Action/Discussion Items**
  - 11.0 **Commissioner Reports**
  - 12.0 **Board Concerns**
  - 13.0 **Recess/Adjourn**

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**MINUTES - REGULAR MEETING – TUESDAY, DECEMBER 19, 2017**

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The Board of County Commissioners of Wabasha County, Minnesota, convened in Regular Session at the Wabasha County Courthouse, in the City of Wabasha, Minnesota on Tuesday, December 19, 2017 at 9:00 a.m.

12/19/17

The meeting was called to order by Acting Board Chairperson Goihl.

CALL TO ORDER

The following Commissioners were present: Goihl, Hall, Springer, Wobbe Absent: Key

ROLL CALL

SPRINGER-HALL

Motion to approve the agenda

APPROVE AGENDA

Adopted Unanimously

Staff Updates:

Administrator Updates:

STAFF UPDATES  
ADMINISTRATOR  
UPDATES

HALL-WOBBE

Motion to approve the consent agenda including the following:

Minutes: December 6, 2017

Claims

Meal Vouchers

Per Diems

Donations: Approve and Accept \$250 Donation from Mr. and Mrs. Arthur Squires on behalf of the Veterans Service Office

APPROVE  
CONSENT  
AGENDA

DONATION

Resolution No.: 2017-245

Whereas, the County Attorney is requesting an additional part-time administrative support person for her department;

RES 2017-245:  
AUTHORIZATION  
TO HIRE PART-  
TIME  
ADMINISTRATIVE  
SUPPORT

Whereas, an increase in case loads and the shifting of e-filing and e-charging that were previously completed by the Court Administrator;

Whereas, after undertaking a thorough staffing review by the Human Resource Generalist it is recommended that a part-time legal secretary staff person be hired for the County Attorney's Office.

Whereas, the Wabasha County Personnel Committee has reviewed and approved the Wabasha County Attorney's request to hire an additional permanent part-time position.

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that, the Wabasha County is hereby authorized to hire a permanent part-time legal secretary to support the Wabasha County Attorney's Office.

Resolution No.: 2017-246

Whereas, the Integrated Public Alert and Warning System (IPAWS) is another level of alerting the public of emergencies via their phones, televisions, radios, computers and/or tablets whether they are from the area or not; and

RES 2017-246:  
APPROVE  
CONTINUATION  
OF IPAWS FOR  
2018

Whereas, a notification system such as CodeRED is needed in order to utilize IPAWS and Wabasha County already uses CodeRED; and

Whereas, the cost for IPAWS is \$1,200 per year and Wabasha County has been allocated grant money through Region 1 MN Homeland Security & Emergency Management to cover to cost of IPAWS for 2018.

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that, Wabasha County continue

with IPAWS for 2018 and the amount be paid by Auditor's Warrant.

Resolution No.: 2017-247

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that, pursuant to Minnesota Statute 161.36, the Commissioner of Transportation be appointed as Agent of Wabasha County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

Be it Further Resolved by the Wabasha County Board of Commissioners that, the Wabasha County Engineer is hereby authorized and directed for and on behalf of Wabasha County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1030079", a copy of which said agreement was before the Wabasha County Board and which is made a part hereof by reference.

Presentation: Rolf Thompson, Executive Director of the National Eagle Center - Wabasha Riverfront Revitalization Bonding Request

SPRINGER-WOBBE

Resolution No.: 2017-248

Whereas, the State of Minnesota established a deputy registrar network to provide our citizens with motor vehicle titling and registration services, including driver license transactions; and,

Whereas, deputy registrars are required to operate as agents on behalf of the State of Minnesota without compensation from the State for the services they offer; and,

Whereas, in 1949, the State of Minnesota established in statute a user-based filing fee on motor vehicle and driver license transactions to be retained by the deputy registrar to defray all their costs to provide this localized service to our citizens for the State; and,

Whereas, the State of Minnesota now receives over \$1 billion annually in state fees and taxes collected through the deputy registrar network; and,

Whereas, the State of Minnesota has now shifted substantial clerical and auditing responsibilities onto the deputy registrar network due to the State's conversion to their new MNLARS (Minnesota Licensing and Registration System) program; and,

Whereas, the new MNLARS regimen is now documented to have multiple shortcomings which have severely strained normal deputy registrar operations with longer processing times that greatly limit their typical volume of daily business; and,

Whereas, other MNLARS shortcomings have frequently forced deputies to conduct "no-(filing) fee" services for customers which acerbates the deputy business model; and,

Whereas, deputy registrar offices are now forced to invest in additional staff, office equipment, and more space to meet customer demand due to the MNLARS conversion; and,

Whereas, the filing fee revenue no longer covers the operational costs to maintain deputy registrar offices such that many local government-based deputies are seeking local property tax subsidies and private operators are applying for lines of credit to stave off complete closure,

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that, that Wabasha County calls upon the State Legislature and our Governor to enact legislation in 2018 to provide deputy registrars with proper compensation by reallocating from existing state fee structures or other appropriate filing fee adjustments to ensure their valued service and continued presence remains in our local community to serve our citizens and the State.

Adopted Unanimously

RES 2017-247:  
APPROVE  
AGREEMENT  
WITH  
MINNESOTA  
DEPARTMENT  
OF  
TRANSPORTATION  
AND WABASHA  
COUNTY

PRESENTATION

RES 2017-248:  
APPROVE  
SUPPORT OF  
LOCAL  
LICENSE  
BUREAU  
REQUEST

WOBBE-HALL

Resolution No.: 2017-249

Whereas, the County of Wabasha is planning to implement County State Aid Highway projects in 2018 which will require State Aid funds in excess of those available in its State Aid Regular Construction Account, and

Whereas, these projects are located outside of cities having a population of less than 5,000; and

Whereas, in order to proceed with construction, County Municipal Construction funds are needed to supplement the available funds in the County's Regular Construction Account; and

Whereas, the transfer of funds from the County Municipal Account to the County Regular Account is permitted by Minnesota Rules 8820.2400 and Minnesota Statute 162.08 Subd. 4.

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that, the Commissioner of Transportation is hereby requested to transfer all accumulated County Municipal Construction Account funds that are or will be available in 2018 to the County's Regular Construction Account.

Adopted Unanimously

RES 2017-249:  
APPROVE  
TRANSFER OF  
FUNDS FROM  
MUNICIPAL TO  
REGULAR  
STATE AID  
CONSTRUCTION  
ACCOUNT

SPRINGER-WOBBE

Resolution No.: 2017-250

Resolution Approving the Wabasha County  
Emergency Operations Plan

Whereas, Wabasha County Emergency Management develops and maintains a county-wide All-Hazard Emergency Operations Plan (EOP) that must contain at least 18 Superfund Amendments and Reauthorization Act of 1986 (SARA) Title III items listed in the Local Emergency Operations Plan Crosswalk;

Whereas, said EOP is updated and reviewed yearly by a 4-year Plan Review process developed by Minnesota Division of Homeland Security and Emergency Management;

Whereas, this year the EOP is to be reviewed by the Wabasha County Board of Commissioners;

Be It Resolved, that the Wabasha County Board of Commissioners has reviewed and hereby approves the Wabasha County-wide All-Hazard Emergency Operations Plan in its entirety by signing the Certification of Plan Approval page.

Adopted Unanimously

RES 2017-250:  
APPROVE  
COUNTY  
EMERGENCY  
OPERATIONS  
PLAN

HALL-GOIHL

Resolution No.: 2017-251

Resolution Setting  
Commissioner Salary, Per Diems, And Expense Allowance 2018

Whereas, Minnesota Statutes 375.055 provides for the establishment of compensation for services rendered by County Commissioners in Minnesota; and

Whereas, Minnesota Statutes 375.055 provides that a change in County Commissioner's salary or per diems shall not be effective until January 1<sup>st</sup> of the next year; and

Whereas, Minnesota Statutes 375.055 provides that a change in County Commissioner's salary or per diems shall not change except in accordance with Minnesota Statutes 375.055; and

Now, Therefore, Be It Resolved that for the year of 2018 the salary and per diems for the Wabasha County Board of Commissioners be established at:

RES 2017-251:  
SET  
COMMISSIONER  
SALARIES, PER  
DIEMS AND  
TECHNOLOGY  
EXPENSE  
ALLOWANCE  
FOR 2018

\$19,000	Annual Salary (plus \$500 for the Board Chair)
\$50 for meetings less than 4 hours	Per Diem Payments
\$100 for meetings more than 4 hours	

Be, It Further Resolved that Resolution 2017-244 be rescinded.

PASSED: 3-1 NAY: WOBBE

HALL-WOBBE

Resolution No.: 2017-252

Resolution to Certify the 2018 Final Property Tax Levy

RES 2017-252:  
APPROVE 2018  
LEVY

Whereas, the Wabasha County Board of Commissioners per Minnesota Statute 275.07 is required to adopt a final property tax levy for taxes payable year 2018 and certify that amount to the county auditor no later than December 29, 2017; and

Whereas, after reviewing the annual operating budgets proposed by Department Heads which provides the basis for the allocation of available resources and the determination of the property tax levy needed to fund various programs and services for the 2018 calendar year the following amounts have been determined to be needed for the 2018 property tax levy.

Fund	Levy
General Revenue Fund	7,787,218
General Revenue-Local Water Management	6,240
SELCO	151,700
Public Health Fund	354,349
Road & Bridge Fund	1,917,868
Social Services Fund	2,086,623
Soil & Water Conservation District	120,000
Whitewater Watershed	4,982
Building Fund	327,970
Capital Equipment Fund	199,605
General Obligation Jail Refunding Bonds 2016A	992,565
General Obligation Capital Improvement Plan Bonds 2017A	510,783
 2018 Certified Final Levy	 <b>14,459,903</b>

Now, Therefore, be it resolved by the Wabasha County Board of Commissioners that the County Auditor-Treasurer is to certify the 2018 final property tax levy to the Minnesota Department of Revenue as presented.

PASSED: 3-1 NAY:SPRINGER

SPRINGER-WOBBE

Resolution No.: 2017-253

Resolution approving the 2018 Southeastern Minnesota Multi-County Housing Redevelopment Special Benefit Tax Levy

RES 2017-253:  
APPROVE 2018  
HRA SPECIAL  
BENEFIT TAX  
LEVY

Whereas, The Wabasha County Board of Commissioners approved a Special Benefit Tax agreement dated July 1, 2005 with Southeastern Minnesota Multi-County Housing and Redevelopment Authority for the purpose of paying, in part the debt service on the Authority's Tax Increment Revenue notes, Series 2005; and

Whereas, pursuant to this agreement, the Wabasha County Board of Commissioners does hereby certify the special benefit property tax levy in the amount of \$50,000.00 for the Southeastern Minnesota Multi-County Housing Redevelopment Authority, a Special Taxing district.

Now, Therefore, be it Resolved by the Wabasha County Board of Commissioners the County Auditor-Treasurer is to certify the above 2018 special benefit property tax levy for Southeastern Minnesota Multi-County Housing Redevelopment Authority to the Minnesota Department of Revenue.

Adopted Unanimously

HALL-SPRINGER

Resolution No.: 2017-254

Resolution to Certify the 2018 Southeastern Minnesota Multi-County Housing Redevelopment  
Final Property Tax Levy

RES 2017-254:  
APPROVE 2018  
HRA PROPERTY  
TAX LEVY

Whereas, the Southeastern Minnesota Multi-County Housing and Redevelopment Authority was created by action of the Boards of Commissioners of Dodge, Goodhue, Wabasha and Winona Counties pursuant to Minnesota Statutes, Section 469.004; and

Whereas, Minnesota Statute Section 469.033 subs. 6, permits the Authority to levy and collect a special benefits tax not to exceed 0.0185 percent of taxable market value; and

Whereas, the Wabasha County Board of Commissioners has considered the Authority's request to approve a special benefit tax to be levied upon all taxable market value of taxable property within the Authority's area of operation within Wabasha County.

Now, Therefore, be it Resolved by the Wabasha County Board of Commissioners instructs the County Auditor-Treasurer to certify a 2018 final special benefit property tax levy in the amount of \$60,000 for Southeastern Minnesota Multi-County Housing Redevelopment to the Minnesota Department of Revenue.

Adopted Unanimously

SPRINGER-WOBBE

Resolution No.: 2017-255

Resolution to Approve the 2018 County Attorney's Office Budget

RES 2017-255:  
APPROVE 2018  
COUNTY  
ATTORNEY  
OFFICE  
BUDGET

Whereas, the Wabasha County Board has the duty and responsibility pursuant to Minnesota Statute of Commissioners §388.018 Subd. 5 to set the budget for the office of the County Attorney by resolution on an annual basis after consideration of responsibilities and duties of the office;

Now, Therefore, the Wabasha County Board of Commissioners makes the following information part of the record:

1. The County Board has reviewed and considered the statutory duties of the County Attorney and a summary of those duties from the Minnesota County Attorneys Association.
2. The County Board offered Ms. Kelly the opportunity to provide information in writing, and to meet with her to discuss all of the information from all sources, respond to its question(s) and provide any additional information she wanted the Board to consider.
3. Ms. Kelly did not request that her staff receive a wage increase beyond that set forth in the applicable collective bargaining agreements for union employees. Ms. Kelly did not make a wage adjustment request for her non-union staff.
4. The Board considered that funds from city prosecution contracts are currently being used to offset the salary and budget expenses of the County Attorney's office.
5. All of the data contained in the binder provided by Mr. Plante are incorporated into the record and have been reviewed and considered by the Board.

Now, Therefore, based upon review and consideration of the duties and responsibilities of the Wabasha County Attorney's office, the materials gathered and considered by the Board; the Wabasha County Board of Commissioners resolves as follows:

1. The wages and benefits for all union employees working under the County Attorney shall be consistent with the negotiated collective bargaining agreements, as amended. The salaries and wages for non-union employees of the County Attorney's Office shall be increased by 2.50%, consistent with wage increases for all non-union employees as adopted by the County Board, effective January 1, 2018.
2. Attachment B is incorporated herein as the approved 2018 Budget for the Office of the Wabasha County Attorney. The salary of the County Attorney was set by separate resolution on November 28, 2017 and is reflected in Attachment B as a reference.
3. The Administrator and Finance Director are authorized and directed to incorporate Attachment B 2018 County Attorney's office budget into the comprehensive 2018 Wabasha County Budget and to make such changes effective January 1, 2018, consistent with standard operating procedures for Wabasha County.

Adopted Unanimously

SPRINGER-HALL

Resolution No.: 2017-256

Resolution to Approve the 2018 Auditor/Treasurer's Office Budget

Whereas, the Wabasha County Board has the duty and responsibility pursuant to Minnesota Statute of Commissioners §384.151 Subd. 6 and 385.373 Subd. 6 to set the budget for the office of the Auditor/Treasurer by resolution on an annual basis after consideration of responsibilities and duties of the office;

Now, Therefore, the Wabasha County Board of Commissioners makes the following information part of the record:

1. The County Board has reviewed and considered the statutory duties of the Office of County Auditor/Treasurer.
2. The County Board offered Ms. Anderson the opportunity to provide information in writing, and meet with her to discuss all of the information from all sources, respond to its question(s) and provide any additional information she wanted the Board to consider regarding her budget.
3. Ms. Anderson did not request that her staff receive a wage increase beyond that set forth in the applicable collective bargaining agreement for union employees.
4. All of the data contained in the binder provided by Mr. Plante are incorporated into the record and have been reviewed and considered by the Board.

Now, Therefore, based upon review and consideration of the duties and responsibilities of the Wabasha County Auditor/Treasurer's office, the materials gathered and considered by the Board; the Wabasha County Board of Commissioners resolves as follows:

1. The wages and benefits for all union employees working under the Auditor/Treasurer shall be consistent with the negotiated collective bargaining agreements, as amended. Benefits shall be consistent with County policy.
2. Attachment C is incorporated herein as the approved 2018 Budget for the Office of the Wabasha County Auditor/Treasurer. The salary of the Auditor/Treasurer was set by separate resolution on November 28, 2017 and is reflected in Attachment C as a reference.
3. The Administrator and Finance Director are authorized and directed to incorporate Attachment C 2018 Auditor/Treasurer's office budget into the comprehensive 2018 Wabasha County Budget and to make such changes effective January 1, 2018, consistent with standard operating

RES 2017-256:  
APPROVE 2018  
COUNTY  
AUDITOR/  
TREASURER  
OFFICE  
BUDGET

procedures for Wabasha County.

Adopted Unanimously

SPRINGER-WOBBE

Resolution No.: 2017-257

Resolution to Approve the 2018 Recorder's Office Budget

Whereas, the Wabasha County Board has the duty and responsibility pursuant to Minnesota Statute of Commissioners §386.015 Subd. 6 to set the budget for the office of the Recorder by resolution on an annual basis after consideration of responsibilities and duties of the office;

Now, Therefore, the Wabasha County Board of Commissioners makes the following information part of the record:

1. The County Board has reviewed and considered the statutory duties of the County Recorder and the summary of duties.
2. The County Board offered Mr. Aitken the opportunity to provide information in writing, and to meet with him to discuss all the information from all sources, respond to its question(s) and provide any additional information he wanted the Board to consider.
3. Mr. Aitken did not request that his staff receive a wage increase beyond that set forth in the applicable collective bargaining agreement for union employees.
4. All of the data contained in the binder provided by Mr. Plante to the Board are incorporated into the record and have been reviewed and considered by the Board.

Now, Therefore, based upon review and consideration of the duties and responsibilities of the Wabasha County Recorder's office, the materials gathered and considered by the Board; the Wabasha County Board of Commissioners resolves as follows:

1. The wages and benefits for all union employees working under the Recorder shall be consistent with the negotiated collective bargaining agreements, as amended.
2. Attachment D is incorporated herein as the approved 2018 Budget for the Office of the Wabasha County Recorder. The salary of the Recorder was set by separate resolution on November 28, 2017 and is reflected in Attachment D as a reference.
3. The Administrator and Finance Director are authorized and directed to incorporate Attachment D 2018 Recorder's office budget into the comprehensive 2018 Wabasha County Budget and to make such changes effective January 1, 2018, consistent with standard operating procedures for Wabasha County.

Adopted Unanimously

SPRINGER-HALL

Resolution No.: 2017-258

Resolution to Approve the 2018 Sheriff's Office Budget

Whereas, the Wabasha County Board has the duty and responsibility pursuant to Minnesota Statute of Commissioners §387.20 Subd. 6 to set the budget for the office of the Sheriff by resolution on an annual basis after consideration of responsibilities and duties of the office;

Now, Therefore, the Wabasha County Board of Commissioners makes the following information part of the record:

1. The County Board has reviewed and considered the statutory duties of the Office of Sheriff. In addition to the statutory duties, the Sheriff's office provides law enforcement services for the Cities of Elgin and Mazeppa.

RES 2017-257:  
APPROVE 2018  
COUNTY  
RECORDER  
OFFICE  
BUDGET

RES 2017-258:  
APPROVE 2018  
COUNTY  
SHERIFF  
OFFICE  
BUDGET



2. The Sheriff's Office includes approximately 46 regularly scheduled employees along with several casual part time employees, including a chief deputy, deputies, jailers, dispatchers, clerks and administrative assistants. The Sheriff, Chief Deputy and deputies must all be licensed by the P.O.S.T. board and meet its education and training requirements, pass the licensing examination and continuing education requirements.
3. Sheriff Bartsh did not request that his staff receive a wage increase beyond that set forth in the applicable collective bargaining agreement for union employees. Sheriff Bartsh is not making a wage request for the non-union Sheriff's Office staff.
4. The County Board offered Sheriff Bartsh the opportunity to provide information in writing, and to meet with him to discuss all of the information from all sources, respond to its question(s) and provide any additional information he wanted the Board to consider.
5. All of the data contained in the binder provided by Mr. Plante are incorporated into the record and have been reviewed and considered by the Board.

Now, Therefore, based upon review and consideration of the duties and responsibilities of the Wabasha County Sheriff's office, the materials gathered and considered by the Board; the Wabasha County Board of Commissioners resolves as follows:

1. The wages and benefits for all union Sheriff's Office employees shall be consistent with the negotiated collective bargaining agreements, as amended. The salaries and wages for all full-time and regular part-time non-union Sheriff's Office employees shall be increased by 2.50%, consistent with wage increases for all non-union employees as adopted by the County Board, effective January 1, 2018.
2. Attachment E is incorporated herein as the approved Budget for the Office of the Wabasha County Sheriff. The salary of the Sheriff was set by separate resolution on November 28, 2017 and is reflected in Attachment E as a reference.
3. The Administrator and Finance Director are authorized and directed to incorporate Attachment E 2018 Sheriff's office budget into the comprehensive 2018 Wabasha County Budget and to make such changes effective January 1, 2018, consistent with standard operating procedures for Wabasha County.

Adopted Unanimously

WOBBE-GOIHL

Resolution No.: 2017-259

Resolution to Approve the 2018 Final Budget

RES 2017-259:  
APPROVE 2017  
BUDGET

Whereas, the Wabasha County Board of Commissioners is required by Minnesota Statute 275.07 to adopt a final budget for 2018; and

Whereas, The Wabasha County Board of Commissioners have reviewed the fiscal year 2018 final budget as summarized below, and

	<b>Final Budget 2017</b>	<b>Final Budget 2018</b>
<b>Revenues:</b>		
County Portion Property Taxes	\$ 14,303,298	\$ 14,730,803
State Aid Property Tax Aids	830,252	919,178
Other Taxes	734,000	1,285,500
Licenses and Permits	140,075	142,447
Intergovernmental Revenues-		
Federal	2,624,331	2,564,100
State	10,003,258	9,690,672
Other	417,500	112,000
Charges for Services	1,276,579	1,169,259

Fines and Forfeits		5,500		5,500
Interest on Investments		100,000		105,000
Miscellaneous Income/Receipts		402,161		411,777
Gifts and Contributions		7,615		7,600
<b>Total Revenues</b>	<b>\$</b>	<b>30,844,569</b>	<b>\$</b>	<b>31,143,836</b>
<b>Expenditures:</b>				
General Government	\$	4,147,610	\$	4,562,116
Public Safety		5,955,054		6,217,000
Sanitation		190,074		193,988
Conservation of Natural Resources		404,447		401,888
Culture and Recreation		247,011		251,755
Economic Development		13,100		13,750
Other		407,175		265,534
Highways and Streets		10,642,664		10,755,497
Human Services/Welfare		5,336,210		5,434,974
Public Health		1,473,254		1,531,837
Debt Service		1,614,394		14,634,633
<b>Total Expenditures</b>		<b>\$30,430,993</b>		<b>\$44,262,972</b>
<b>Other Financing Sources (Uses):</b>				
Proceeds from Sale of Assets	\$	-	\$	3,750
Proceeds from Sale of Bonds				12,781,215
Transfer in from Other Funds		2,925		2,925
Transfer out from Other Funds		(2,925)		(2,925)
<b>Total Other Financing Sources (Uses)</b>	<b>\$</b>	<b>-</b>	<b>\$</b>	<b>12,784,965</b>
<b>Net Change in Fund Balance</b>	<b>\$</b>	<b>413,576</b>		<b>(334,171)</b>

Whereas, the Wabasha County Board of Commissioners has considered the duties and responsibilities of each and every office, department and agency and the experience, qualifications and performance of employees, elected officials and appointed employees in the development of this budget, and

Whereas, the Wabasha County Board of Commissioners previously set, by separate resolutions, the salaries of each of the elected officials at the November 28, 2017 meeting by Resolutions No. 2017-240, 2017-241, 2017-242, and 2017-243, and

Whereas, the Budgets of the Offices of County Attorney, County Auditor/Treasurer, County Recorder, and County Sheriff were set by separate resolutions 2017-255, 2017-256, 2017-257 and 2017-258 (Attachments B, C, D and E) which are incorporated into Attachment A by reference; and

Whereas, the approved Department Budgets are summarized in Attachment A;

Whereas, the Wabasha County Board of Commissioners has held several public meetings for the purpose of discussion and planning of the 2018 budget, and

Whereas, expenditures included in the 2018 budget shall be made only per the County Purchasing Policy.

Now, Therefore, be it Resolved by the Wabasha County Board of Commissioners that the 2018 Wabasha County Final Budget is adopted as presented.

Be it further resolved that no change to the total 2018 budget by Department shall occur unless approved by action of the Board of Commissioners.

Adopted Unanimously

SPRINGER-WOBBE

Resolution No: 2017-260

Resolution Authorizing the Purchase of Three (3) Vehicles

RES 2017-260:  
AUTHORIZATION  
TO PURCHASE  
THREE (3)

And authorization for Auditor's Warrant

VEHICLES AND  
AUTHORIZATION  
FOR AUDITOR'S  
WARRANT

Whereas, the Wabasha County Sheriff's Office is requesting to purchase a total of three (3) vehicles per attached quotes from Tom Heffernan Ford of Lake City, MN and Chrysler Winona, Winona, MN, and;

Whereas, vehicle purchases are as follows:

- (1) 2018 Ford Explorer will be purchased from Tom Heffernan of Lake City, MN.
- (2) 2018 Dodge Truck Durango 4WD 4dr Wgn SXT will be purchased from Chrysler Winona.

Whereas, the money for these purchases will be paid from Capital Funds not to exceed the budgeted amount of \$79,181 and the remaining amount will be paid from the Sheriff's Office budget; and,

Whereas, the money for equipment and installation will be paid from Impound Lot Funds not to exceed the budgeted amount of \$10,500.

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that: the Auditor is authorized to issue an Auditor's Warrant to the respective vendors for the purchase of the three (3) above-named vehicles.

Be it Further Resolved by the Wabasha County Board of Commissioners that the total cost for the vehicles will not exceed \$80,000.

Be it Further Resolved by the Wabasha County Board of Commissioners that funding in the amount of \$79,181 for the purchase for these vehicles will be paid from Capital Funds and the remaining balance will be paid from the Sheriff's Office budget.

Be it Further Resolved by the Wabasha County Board of Commissioners that funding for the equipment and installation will be paid from Impound Lot Funds not to exceed \$10,500.

Adopted Unanimously

SPRINGER-HALL

Resolution No: 2017-261

Resolution Authorizing the Purchase of One (1) 2018 Dodge Charger GT,  
Disposal of a 2013 Dodge Durango as a trade-in allowance,  
And authorization for an Auditor's Warrant

RES 2017-261:  
AUTHORIZATION  
TO PURCHASE OF  
ONE (1) 2018  
DODGE  
CHARGER GT  
(FPI), DISPOSAL  
OF A 2013 DODGE  
DURANGO AS A  
TRADE-IN  
ALLOWANCE,  
AND  
AUTHORIZATION  
FOR AN  
AUDITOR'S  
WARRANT

Whereas, the Wabasha County Sheriff's Office is requesting to purchase a 2018 Dodge Charger GT for the Fraud Prevention Investigator, and;

Whereas, the vehicle will be purchased from Chrysler Winona, Winona, MN at a cost not to exceed \$15,954, which includes a \$9,000 trade in allowance, and;

Whereas, the money for this purchase, which will include the vehicle, installation, and equipment, will be paid from Social Services Capital Funds not to exceed the budgeted amount of \$19,500.

Whereas, the current FPI vehicle #11729/VIN #3061, a 2013 Dodge Durango, is considered excess equipment and requested to be disposed as a trade-in allowance.

Now Therefore be it Resolved by the Wabasha County Board of Commissioners that: the Auditor is authorized to issue an Auditor's Warrant for the purchase of one (1) 2018 Dodge Charger GT from Chrysler Winona of Winona, MN.

Be it Further Resolved by the Wabasha County Board of Commissioners that the total cost for the vehicles, installation, and equipment will not exceed the budgeted amount of \$19,500.

Be it Further Resolved by the Wabasha County Board of Commissioners that funding of the purchase for this

vehicle, including installation and equipment, will be paid from Social Services Capital Funds.

Be it Further Resolved by the Wabasha County Board of Commissioners hereby declares FPI Vehicle #11729/VIN #3061, a 2013 Dodge Durango as Excess Equipment and authorizes the Sheriff to dispose as a trade-in allowance.

Adopted Unanimously

HALL-SPRINGER  
Motion to adjourn

Adopted Unanimously

**BOARD OF COUNTY COMMISSIONERS**  
WABASHA COUNTY, MINNESOTA

BY: \_\_\_\_\_  
Brian Goihl, Acting Board Chair

ATTEST:

BY: \_\_\_\_\_  
Michael P. Plante, County Administrator

COMMISSIONER  
REPORTS

BOARD  
CONCERNS

ADJOURN

**WABASHA COUNTY  
BOARD MEETING  
26-Dec-17**

**AUDITOR'S WARRANTS**

<u>DATE</u>	<u>ACH NUMBERS</u>	<u>WARRANT NUMBERS</u>	<u>AMOUNT</u>
12/20/2017		37411 - 37414	\$ 575.50
12/20/2017	3670 - 3681	37415 - 37442	\$ 96,036.57
12/20/2017		37443 - 37446	\$ 817.00
12/20/2017	3682 - 3706	37447 - 37487	\$ 53,783.95

**TOTAL AUDITOR'S WARRANTS**

**\$ 151,213.02**

**MEAL VOUCHERS**

<u>EMPLOYEE</u>	<u>DATES</u>	<u>AMOUNT</u>
RIEDEL, ABBEY	12/14/2017	\$ 10.00
FRANTZ, NICOLE	12/13/2017	\$ 10.00
BARTSH, RODNEY	12/4/2017	\$ 9.00
GRIGGS, MANDY	12/7/2017	\$ 10.00
FRANTZ, NICOLE	12/8/2017	\$ 5.76

**TOTAL MEAL VOUCHERS**

**\$ 44.76**

**TAXABLE UNIFORM ALLOWANCE**

<u>EMPLOYEE</u>	<u>DATES</u>	<u>AMOUNT</u>
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**TOTAL UNIFORM ALLOWANCE VOUCHERS**

**\$ -**

**WABASHA COUNTY  
BOARD MEETING  
26-Dec-17**

**PER DIEM PAYMENT REQUEST**

<b><u>COMMISSIONER</u></b>	<b><u>DATE</u></b>	<b><u>COMMITTEE</u></b>	<b><u>AMOUNT</u></b>
Goihl, Brian	12/19/17	HUMAN SERVICES BOARD MEETING	50.00
			<b><u>\$ 50.00</u></b>
Hall, Rich	12/19/17	HUMAN SERVICES BOARD MEETING	\$ 50.00
	11/09/17	SMART	\$ 50.00
	11/13/17	SOUTHEAST MN WATER RESOURCES	\$ 50.00
	11/28/17	HIGHWAY	\$ 50.00
			<b><u>\$ 200.00</u></b>
Key, Cheryl			
			<b><u>\$ -</u></b>
Springer, Don	12/19/17	HUMAN SERVICES BOARD MEETING	\$ 50.00
			<b><u>\$ 50.00</u></b>
Wobbe, Mike	12/19/17	HUMAN SERVICES BOARD MEETING	\$ 50.00
	11/01/17	COMMON BOARD MEETING	\$ 50.00
	11/14/17	PERSONEL MEETING	\$ 50.00
	11/27/17	DAC MEETING	\$ 50.00
	11/28/17	SWCD MEETING	\$ 50.00
	10/02/17	COMMON BOARD MEETING	\$ 50.00
	10/05/17	CORP MEETING	\$ 50.00
	10/10/17	CORP MEETING	\$ 90.00
	10/23/17	DAC MEETING	\$ 50.00
	10/24/17	SWCD MEETING	\$ 50.00
			<b><u>\$ 540.00</u></b>
<b>TOTAL PER DIEMS REQUESTED</b>			<b><u>\$ 840.00</u></b>

(1) Any claim for a per diem payment must be based on documented activities by a commissioner that constitutes:

- The duties of office, including work on committees (under the direction of the board); or
- Individual service required by law

Committee work may include information gathering activities as well as liaison activities. Board or committee minutes should confirm three aspects of the activity as committee work

- That a matter is before the board or committee that necessitates the activity
- The activity has been authorized by the board or committee; and
- The commissioner has reported to the board of the committee the results of the information gathering or liaison activities

**DONATION**  
**Board of Commissioners**  
**Wabasha County**

**Date:**

December 26, 2017

\*\*\*\*\*

**Agenda:**

Consent Agenda Item

\*\*\*\*\*

**Agenda Item:**

Accept donation to be used toward the K-9 program

\*\*\*\*\*

**Requested Action:**

Approve and accept donation to the Wabasha County Sheriff's Office

\*\*\*\*\*

**Fiscal Impact:**

Donation to be used toward the K-9 program

\*\*\*\*\*

**Background/Recommendation:**

The following donation was received:

- Barbara J. Follstad - \$1,000 – Check #5358

\*\*\*\*\*

**Action:**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

Vote Aye: \_\_\_\_\_

Vote Nay: \_\_\_\_\_

No action required: \_\_\_\_\_

# Board of Commissioners Wabasha County

Agenda Item Number: 9.0 F

**Date:**

December 26, 2017

\*\*\*\*\*

**Agenda Item:**

Disposal of a 2008 Ford Crown Victoria ... *Squad #10398, VIN #2FAFP71V88X173079*

\*\*\*\*\*

**Requested Action:**

Consider adoption of resolution Number 2017-262 authorizing the disposal of squad car

\*\*\*\*\*

**Fiscal Impact:**

Vehicle will be sold by Tony Montgomery Auction. Unknown amount of sale price at this time.

\*\*\*\*\*

**Background/Recommendation:**

This is a surplus vehicle containing over 128,000 miles. The vehicle should be disposed in accordance with County policy regarding disposal of surplus property.

Proceeds from this sale are being requested to be deposited to the Squad Replacement fund.

\*\*\*\*\*

**Action:**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

Vote Aye: \_\_\_\_\_

Vote Nay: \_\_\_\_\_

No action required: \_\_\_\_\_



**Wabasha County Board of Commissioners**

**Resolution Number 2017-262**

Resolution Authorizing Disposal of a 2008 Ford Crown Victoria

**Whereas**, a 2008 Ford Crown Victoria vehicle with over 128,000 miles is considered a surplus; and,

**Whereas**, the Wabasha County Sheriff's Office is requesting that this vehicle be sold by Tony Montgomery Auction; and,

**Whereas**, the Wabasha County Sheriff's Office is requesting that the proceeds from the sale of this vehicle be deposited into the Squad Replacement fund.

**Now Therefore be it Resolved by the Wabasha County Board of Commissioners that:** the Sheriff's Office is authorized and directed to sell the 2008 Ford Crown Victoria *Squad #10398, VIN #2FAFP71V88X173079* by Tony Montgomery Auction as noted above.

**Be it Further Resolved by the Wabasha County Board of Commissioners that:** funds from the sale be deposited to the Squad Replacement fund as noted above.

Adopted this 26<sup>th</sup> day of December, 2017 by the Wabasha County Board of Commissioners.

By: \_\_\_\_\_  
Cheryl Key, Wabasha County Board Chair

Attest:

By: \_\_\_\_\_  
Michael Plante, County Administrator

# Board of Commissioners Wabasha County

Agenda Item Number: 9.0 G

**Date:**

December 26, 2017

\*\*\*\*\*

**Agenda Item:**

Natural Resources Block Grant Agreement

\*\*\*\*\*

**Requested Action:**

To approve.

\*\*\*\*\*

**Fiscal Impact:**

In-kind dollars for grant.

\*\*\*\*\*

**Background/Recommendation:**

Wabasha County receives yearly funding from BWSR through the Natural Resources Block Grant (NRBG) to implement the County's septic program, wetland conservation act program, local water management plan, and shoreland regulations. In order to receive the funds from BWSR, the County Board must approve yearly a NRBG Agreement.

\*\*\*\*\*

**Action:**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

Vote Aye: \_\_\_\_\_

Vote Nay: \_\_\_\_\_

No action required: \_\_\_\_\_

Wabasha County Board of Commissioners

Resolution Number: 2017-263

2018 & 2019 BWSR Natural Resources Block Grant Agreement

WHEREAS, The State of Minnesota Board of Water and Soil Resources makes available to Wabasha County funding for the implementation of the septic program, local water plan, wetland conservation act program, and shoreland ordinance; and

WHEREAS, Funds for the various programs are made available through a Natural Resources Block Grant (NRBG); and

WHEREAS, The County Board must enter into an agreement with the Board of Water and Soil Resources to receive such grant funds.

NOW THEREFORE BE IT RESOLVED, the Wabasha County Board of Commissioners approves to enter into agreement with the State of Minnesota Board of Water and Soil Resources to receive funds through the Natural Resources Block Grant for fiscal year 2018 and 2019.

Adopted this 26<sup>th</sup> day of December 2017, by the Wabasha County Board of Commissioners.

By: \_\_\_\_\_  
Brian Goihl, Acting Board Chair

Attest:

By: \_\_\_\_\_  
Michael P. Plante  
County Administrator

**FY 2018 & 2019 STATE OF MINNESOTA  
BOARD OF WATER and SOIL RESOURCES  
NATURAL RESOURCES BLOCK GRANT AGREEMENT**

<b>Vendor:</b>	0000197363	<b>VN#:</b>		
<b>PO#:</b>	3000008614	<b>Date Paid:</b>		

This Grant Agreement is between the State of Minnesota, acting through its Board of Water and Soil Resources (Board) and **Wabasha County, 625 Jefferson Ave Wabasha Minnesota 55981.**

<i>This grant is for the following Grant Programs :</i>		
P19-7803	2019 - Shoreland-NRBG (Wabasha County)	\$3,518
P18-1839	2018 - Septic Treatment Systems - NRBG (Wabasha County)	\$18,600
P18-2937	2018 - Local Water Management - NRBG (Wabasha County)	\$14,177
P19-4884	2019 - Local Water Management - NRBG (Wabasha County)	\$14,177
P18-0964	2018 - Wetland Conservation Act - NRBG (Wabasha County)	\$12,118
P19-3909	2019 - Wetland Conservation Act - NRBG (Wabasha County)	\$12,118
P18-6526	2018 - Shoreland-NRBG (Wabasha County)	\$3,518

**Total Grant Awarded: \$78,226**

**Recitals**

1. This Grant Agreement is for the FY 2018 and 2019 LWM, WCA, DNR Shoreland, and FY 2018 MPCA SSTS Program Grants.
2. The Laws of Minnesota 2017, 1<sup>st</sup> Special Session, in S.F. 844 2<sup>nd</sup> Engrossment, Article 1, Section 4, appropriated FY 2018 and 2019 Natural Resources Block Grant (NRBG) LWM, WCA, and DNR Shoreland funds to BWSR.
3. The MPCA transferred to BWSR funds for their 2018 SSTS Grant Programs to be allocated with this Agreement.
4. Minnesota Statutes 103B.101, subd. 9 (1), and 103B.3369, subd. 5 authorize the Board to award grants.
5. The Board has adopted the Fiscal Years 2018 and 2019 Natural Resources Block Grant Authorization Resolution #17-50 to authorize and allocate these grants.
6. The Grantee has met the criteria established by statute, the Board, the DNR, and the MPCA, and is eligible to receive NRBG grant funds.
7. The Grantee has agreed to appropriate and expend the required local match.
8. The Grantee represents that it is duly qualified and agrees to perform all services described in this grant agreement to the satisfaction of the State.
9. As a condition of the grant, the Grantee agrees to minimize administration costs.

**Authorized Representative**

The State's Authorized Representative is Wayne Zellmer, BWSR Grants Coordinator, 520 Lafayette Road North, Saint Paul, MN 55155, 651-297-7361, or his successor, and has the responsibility to monitor the Grantee's performance and the authority to accept the services and performance provided under this Grant Agreement.

The Grantee's Authorized Representative is

**TITLE**  
**ADDRESS**  
**CITY**  
**TELEPHONE NUMBER**

If the Grantee's Authorized Representative changes at any time during this grant contract, the Grantee must immediately notify the State.

## Grant Agreement

### 1. Term of Grant Agreement

- 1.1. **Effective date:** The date the State obtains all required signatures under Minnesota Statute 16B.98, Subd.5. **The State will notify the Grantee when this grant agreement has been executed. The Grantee must not begin work under this grant agreement until it is executed.**
- 1.2. **Expiration date:** December 31, 2020, or until all obligations have been satisfactorily fulfilled, whichever comes first.
- 1.3. **Survival of Terms:** The following clauses survive the expiration or cancellation of this grant contract: 7. Liability; 8. State Audits; 9. Government Data Practices; 11. Governing Law, Jurisdiction, and Venue; 15. Intellectual Property Rights.

### 2. Grantee's Duties

- 2.1. The Grantee is responsible for the specific duties for the NRBG, as follows:
- 2.2. **Match:** The Grantee's participation in the NRBG is conditioned upon Grantee expenditures to match the NRBG as required by the Board.
- 2.3. **Reporting:** All data and information provided in a Grantee's report shall be considered public.
  - 2.3.1. The Grantee will submit an annual progress report to the Board by February 1 of each year on the status of program implementation by the Grantee. Information provided must conform to the requirements and formats set by the Board.
  - 2.3.2. The Grantee will submit a final progress report to the Board by February 1, 2021. Information provided must conform to the requirements and formats set by the Board.
  - 2.3.3. A late or incomplete annual progress or final report will result in the withholding of any future NRBG allocations.
- 2.4. **Compliance:** The Grantee will comply with Minnesota Statutes Section 103B.3361 through 103B.3369 (LWP), Minnesota Rules Chapter 8420 (WCA); Minnesota Statutes Section 103F.201 and Minnesota Rules Chapter 6120 (Shoreland) and have a DNR approved shoreland ordinance; Minnesota Rules Chapter 7082.0040 through 7082.0700 (SSTS); and amendments thereto, for Comprehensive Water Planning, Wetland Conservation Act, Shoreland Management, and Subsurface Sewage Treatment Systems.
- 2.5. **Wetland Conservation Act Funds Transfer:** As required by the Board, the Grantee's participation in the NRBG is conditioned upon a transfer of funds to the Soil and Water Conservation District (SWCD) for Wetland Conservation Act activities, or such greater amount as agreed upon by the county and SWCD. This transfer must occur within 120 days of receipt of NRBG funds by the Grantee. This amount is listed on the BWSR website.

3. **Time.** The Grantee must comply with all the time requirements described in this Grant Agreement. In the performance of this Grant Agreement, time is of the essence.

### 4. Terms of Payment

- 4.1. All FY 2018 Grant funds will be distributed in one installment promptly after the execution of the Grant Agreement. FY 2019 Grant fund will be distributed in September of 2018. FY 2019 grant funds may not be spent before they are received.
- 4.2. Any grant funds remaining unspent after the end of the expiration date stated above will be returned to the Board within one month of that date.
- 4.3. The Board must consult with the state agency responsible for administering the grant program before granting an amendment to the Grant Agreement, or a component thereof.
- 4.4. The obligation of the State under this Grant Agreement will not exceed the amount stated above.
- 4.5. This grant is an advance payment. Advance payments allow the Grantee to have adequate operating capital for start-up costs, ensure their financial commitment to landowners and contractors, and to better schedule work into the future.

### 5. Conditions of Payment

- 5.1. All services provided by the Grantee under this Grant Agreement must be performed to the State's satisfaction, as determined at the sole discretion of the State's Authorized Representative and in accordance with all applicable federal, state, and local laws, ordinances, rules, and regulations. The Grantee will not receive payment for work found by the State to be unsatisfactory or performed in violation of federal, state, or local law.
- 5.2. The Minnesota Department of Administration's Office of Grants Management Policy on Grant Closeout Evaluation

(Policy 08-13), requires the Board to consider a grant applicant's past performance before awarding subsequent grants to them. The Board must consider a grant applicant's performance on prior grants before making a new grant award of over \$5,000. The Board may withhold payment on this and grants from other programs if the Grantee is not in compliance with all Board reporting requirements.

- 5.3. All Grantees must follow the Grants Administration manual policy, procedure, and guidance. Minnesota Statutes §103C.401 (2014) establishes BWSR's obligation to assure program compliance. If the noncompliance is severe, or if work under the grant agreement is found by BWSR to be unsatisfactory or performed in violation of federal, state, or local law, BWSR has the authority to require the repayment of grant funds, withhold payment on this and grants from other programs, or an additional penalty. Penalties can be assessed at a rate up to 150% of the grant agreement.
- 5.4. For the LWM, WCA, and DNR Shoreland Programs, Grantees have the flexibility of determining the amount of grant *and* required match to expend on each of these three Programs locally. This is to provide needed spending flexibility for yearly fluctuations in workload and program activity in counties and SWCDs.

## 6. Assignment, Amendments, and Waiver

- 6.1. **Assignment.** The Grantee may neither assign nor transfer any rights or obligations under this Grant Agreement without the prior consent of the State and a fully executed Assignment Agreement, executed and approved by the same parties who executed and approved this Grant Agreement, or their successors in office.
- 6.2. **Amendments.** Any amendment to this Grant Agreement must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original Grant Agreement, or their successors in office.
- 6.3. **Waiver.** If the State fails to enforce any provision of this Grant Agreement, that failure does not waive the provision or its right to enforce it.

7. **Liability.** The Grantee must indemnify, save, and hold the State, its agents, and employees harmless from any claims or causes of action, including attorney's fees incurred by the State, arising from the performance of this Grant Agreement by the Grantee or the Grantee's agents or employees. This clause will not be construed to bar any legal remedies the Grantee may have for the State's failure to fulfill its obligations under this Grant Agreement.

## 8. State Audits

- 8.1. Under Minnesota Statutes 16B.98, subd. 8, the Grantee's books, records, documents, and accounting procedures and practices of the Grantee or other party relevant to this Grant Agreement or transaction are subject to examination by the State and/or the State Auditor or Legislative Auditor, as appropriate, for a minimum of six years from the end of this Grant Agreement, receipt and approval of all final reports, or the required period of time to satisfy all State and program retention requirements, whichever is later.
- 8.2. The books, records, documents, accounting procedures and practices of the Grantee and its designated local units of government and contractors relevant to the NRBG, and match and grant expenditures, may be examined at any time by the Board or Board's designee and are subject to verification. The Grantee or delegated local unit of government will maintain records relating to the receipt and expenditure of grant and match funds.
- 8.3. The Grantee or designated local unit of government implementing this Grant Agreement will provide for an audit that meets the standards of the Office of State Auditor. The audit must cover the duration of the Agreement Period and be performed within one year after the end of the Agreement Period or when routinely audited, whichever occurs first. Copies of the audit report must be provided to the Board if requested.

9. **Government Data Practices.** The Grantee and State must comply with the Minnesota Government Data Practices Act, Minnesota Statute Chapter 13, as it applies to all data provided by the State under this grant agreement, and as it applies to all data created, collected, received, stored, used, maintained, or disseminated by the Grantee under this Grant Agreement. The civil remedies of Minnesota Statute 13.08 apply to the release of the data referred to in this clause by either the Grantee or the State.

10. **Workers' Compensation.** The Grantee certifies that it is in compliance with Minnesota Statute 176.181, subd. 2, pertaining to workers' compensation insurance coverage. The Grantee's employees and agents will not be considered State employees. Any claims that may arise under the Minnesota Workers' Compensation Act on behalf of these employees and any claims made by any third party as a consequence of any act or omission on the part of these employees are in no way the State's obligation or responsibility.

11. **Governing Law, Jurisdiction, and Venue.** Minnesota law, without regard to its choice-of-law provisions, governs this Grant

Agreement. Venue for all legal proceedings out of this grant contract, or its breach, must be in the appropriate state or federal court with competent jurisdiction in Ramsey County, Minnesota.

- 12. **Termination.** The State may cancel this Grant Agreement at any time, with or without cause, upon 30 days' written notice to the Grantee. Upon termination, the Grantee will be entitled to payment, determined on a pro rata basis, for services satisfactorily performed.
- 13. **Data Disclosure.** Under Minnesota Statute 270C.65, subd. 3, and other applicable law, the Grantee consents to disclosure of its social security number, federal employer tax identification number, and/or Minnesota tax identification number, already provided to the State, to federal and state tax agencies and state personnel involved in the payment of state obligations. These identification numbers may be used in the enforcement of federal and state tax laws which could result in action requiring the Grantee to file state tax returns and pay delinquent state tax liabilities, if any.
- 14. **Prevailing Wage.** It is the responsibility of the Grantee or contractor to pay prevailing wages on construction projects to which state prevailing wage laws apply (Minnesota Statute 177.42 – 177.44). All laborers and mechanics employed by grant recipients and subcontractors funded in whole or in part with these State funds shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality.
- 15. **Intellectual Property Rights.** The State owns all rights, title, and interest in all of the intellectual property rights, including copyrights, patents, trade secrets, trademarks, and service marks in the Works and Documents *created and paid for under this grant*. Works means all inventions, improvements, discoveries (whether or not patentable), databases, computer programs, reports, notes, studies, photographs, negatives, designs, drawings, specifications, materials, tapes, and disks conceived, reduced to practice, created or originated by the Grantee, its employees, agents, and subcontractors, either individually or jointly with others in the performance of this grant. Works includes "Documents." Documents are the originals of any databases, computer programs, reports, notes, studies, photographs, negatives, designs, drawings, specifications, materials, tapes, disks, or other materials, whether in tangible or electronic forms, prepared by the Grantee, its employees, agents, or subcontractors, in the performance of this grant. The Documents will be the exclusive property of the State and all such Documents must be immediately returned to the State by the Grantee upon completion or cancellation of this grant at the State's request. To the extent possible, those Works eligible for copyright protection under the United States Copyright Act will be deemed to be "works made for hire." The Grantee assigns all right, title, and interest it may have in the Works and the Documents to the State. The Grantee must, at the request of the State, execute all papers and perform all other acts necessary to transfer or record the State's ownership interest in the Works and Documents.

*IN WITNESS WHEREOF, the parties have caused this Grant Agreement to be duly executed intending to be bound thereby for FY 2018 and FY 2019 Natural Resources Block Grants.*

**Approved:  
Wabasha County**

**Board of Water and Soil Resources**

BY:	_____
	(print)
	_____
	(signature)
TITLE:	_____
DATED:	_____

BY:	_____
	_____
TITLE:	_____
DATED:	_____