

CLAY COUNTY BOARD OF COMMISSIONERS

8:30 AM, TUESDAY, AUGUST 8, 2023

Meeting Room A / B – 3rd Floor – Courthouse

MINUTES

The Clay County Board of Commissioners met in regular session with the following Commissioners present: Paul Krabbenhoft, Frank Gross, Jenny Mongeau, Kevin Campbell, and David Ebinger. Others present: County Administrator Stephen Larson, County Attorney Brian Melton, HR Director/Asst. Administrator Darren Brooke, and Communications Coordinator Jacqueline Finck.

Call to Order

Commissioner Gross called the meeting to order at 8:30 a.m.

Approval of Agenda

On motion by Commissioner Krabbenhoft, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the agenda.

Minnesota Lawful Gambling LG214 Premises Permit Application - Barnesville Booster Club

By consent, the Board approved the Minnesota Lawful Gambling LG214 Premises Permit Application - Barnesville Booster Club.

Citizens to be Heard

County Administrator Stephen Larson stated that he was in contact with a citizen regarding daycare. The citizen was put in contact with Social Services Director Rhonda Porter.

Commissioner Gross stated he had been contacted by a citizen regarding an issue with one of his neighbors.

Clay County resident Shannon Fischer addressed the Board and stated he has been in contact with the Planning & Zoning Director Matt Jacobson and Commissioner Mongeau regarding a new horse pasture on his neighbor's property. Mr. Fischer discussed the pasture is 20 feet from his house and the smell and population of flies has become an issue. On the property line, the neighbor is building a fence out of wood pallets and Mr. Fischer is concerned about how these changes will affect his property value.

Commissioner Gross stated he has been out to look at the property and Mr. Fischer's house faces East and the neighbor's house faces South. Mr. Fischer discussed his understanding of living in the country, however, he and his neighbors still live in a development of houses and is hoping to prevent this from happening to other residents.

Commissioner Ebinger asked if Mr. Fischer has tried having a discussion with his neighbor's regarding the issue. Mr. Fischer stated his neighbors are not easy to talk with and there are other issues between the two parties in addition to the horse pasture.

Commissioner Gross discussed this being a unique situation and proposed discussing this

matter with Mr. Jacobson regarding the ordinance.

Commissioner Campbell asked if the development was a subdivision. Mr. Fischer stated the four homes are in a corner section with an additional home a quarter mile away. Commissioner Campbell assumes the neighbors are operating in acceptable uses. If so, it would be a situation where the County could look into those certain instances and modify the restrictions in those areas. However, that process would need to be vetted through the Planning Commission, which could then impact the Development Code, which could be a complicated process.

Commissioner Mongeau expressed her appreciation to Mr. Fischer for bringing light to this issue that many rural residents might have. She thinks it's helpful that Mr. Fischer is working with Mr. Jacobson since often times, issues like this get brought up at the Planning Commission and there are people who assume the rules are set in place for government purposes, but they are also established to protect property owners. Commissioner Mongeau hopes that by working with Mr. Jacobson and the Planning Commission, adjustments could be made to some components. In addition, the scent and feedlot issues could be discussed with the Soil & Water Conservation District (SWCD) and the Feedlot Officer to make sure regulations are being followed, as those are the areas that the Board would like to be informed of, especially if they're not being followed.

Commissioner Gross stated it's a unique situation and the neighbor is abiding by the code/ordinance and continued to suggest that Mr. Fischer meet with Mr. Jacobson and bring this issue up at the Planning Commission.

Commissioner Krabbenhoft mentioned there might be something stated within the feedlot regarding nuisance that could be investigated.

Commissioner Gross stated he would take a closer look at things to see if changes can be made to resolve the issue.

Approval of Payment of Bills and Vouchers

On motion by Commissioner Campbell, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the bills and vouchers totaling \$1,450,811 from 133 vendors. There were 84 warrants issued under \$2,000 (\$27,100) and the following 49 were over \$2,000.

Houle Excavating, LLC	\$ 333,499	Houston Engineering Inc	\$ 6,151
Internal Revenue Serv	\$ 224,932	Nitzkowski, Inc.	\$ 6,084
MN PERA	\$ 152,472	Sabin C Store	\$ 5,941
Sellin Bros Inc	\$ 145,642	Turnkey Corrections	\$ 5,306
Fargo Moorhead Economic Development	\$ 110,000	Butler Machinery Co	\$ 5,220
Advanced Correctional Healthcare, Inc.	\$ 59,401	Dakota Plains Mechanical, Inc.	\$ 4,828
Turner Sand & Gravel Inc.	\$ 56,517	Fitzgerald Construction Inc.	\$ 4,543
Mn Dept Of Revenue	\$ 29,851	SLV Group	\$ 4,450
VEBA Select Account	\$ 28,025	Family Healthcare Center	\$ 4,364
Prairie Lakes Municipal Solid Waste Auth	\$ 26,028	Premier Designs LLC	\$ 4,200
Clay Co Public Health	\$ 19,454	Medical Pharmacy (PH)	\$ 4,065

MCM Development	\$ 19,070	Razor Tracking Inc.	\$ 3,953
WEX Bank - Sheriff	\$ 14,768	Fargo Freightliner	\$ 3,919
Quality Grading & Dirtworks LLP	\$ 14,345	Moorhead Public Service	\$ 3,658
Veolia North America	\$ 14,090	Farmers Coop Oil Co	\$ 3,557
NACO	\$ 12,517	Prosweep, Inc.	\$ 3,360
US Records Midwest LLC	\$ 11,316	Uline	\$ 2,745
Otter Tail Public Health	\$ 10,514	Parkers Prairie ISD547	\$ 2,705
Becker County Public Health	\$ 8,886	Town & Country Oil Inc.	\$ 2,695
Diamond Drugs Inc.	\$ 8,717	Metro Cog	\$ 2,650
Verizon-386550144	\$ 7,712	Axon Enterprises, Inc.	\$ 2,635
Dean's Bulk Service	\$ 6,979	Wilkin Co Public Health	\$ 2,518
RTVision Inc.	\$ 6,588	Thomson Reuters - West 231880	\$ 2,258
Ramsey County Med Exam	\$ 6,282	Barnesville C-Store	\$ 2,238
		Jarman's Midwest Cleaning Systems Inc.	\$ 2,046

Approval of Minutes from July 25, 2023

On motion by Commissioner Campbell, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the minutes from July 25, 2023 including the revised verbiage regarding the Resource Recovery Center floor and the discussion of all options at the Solid Waste Advisory Committee (SWAC) meeting.

Presentation of the West Central Regional Water District Preliminary Needs Study Results and Request Approval to Extend Footprint Within Clay County

Rocky Schneider, Senior Consultant and Stephen Slick, Project Manager with AE2S, presented the results for the West Central Regional Water District (WCRWD) Preliminary Needs Study.

Mr. Schneider started by providing the Board with an update stating the WCRWD has been meeting as a workgroup with Commissioners Campbell and Gross. There's been three meetings so far and things are going well. Next week the Senate Bonding Tour will be taking place in Halstad, MN to discuss the bonding request that was made for \$9 million. Mr. Larson provided additional information regarding the senate bonding tour which will take place on Wednesday, August 16, 2023, from 10:30-11:30 a.m. Commissioner Mongeau asked to extend the invitation to Senators Johnson and Kupec and Representatives Kiel, Joy, and Keeler. Mr. Schneider stated he will certainly do that and that he has a meeting with Senator Johnson coming up and is working on getting a meeting set up with Senator Kupec. Through Congresswoman Fischbach's office, the WCRWD is in the House budget for \$3.5 million for two different federal earmarks, which is very positive, \$1.75 million for the City of Felton and \$1.75 million Norman County. Hopefully this helps convince the state to invest as this project is moving forward. What we're waiting for is to file the judicial paperwork and to come up with the final boundaries and resolution. All of Norman County will be included and Polk County has decided to expand their boundaries to everything that is not in the Marshall Polk Water District, which results in their whole county as well, just under two separate water districts. At this time, Clay County is the last to decide and if the Board chooses to take action today, AE2S would return at a later date with an updated resolution and map.

Commissioner Gross asked if Ulen Township was or wasn't in favor of the WCRWD. Mr.

Schneider stated the survey was to evaluate if there was interest. About 95% of the recipients of the survey responded positively. However, there were a few negative responses from Township Officials in Ulen, Elkton, and Felton Townships. No reasons were provided regarding the negative response, simply something that is just not needed at this time. Commissioner Gross stated he attended the Ulen City Council meeting the previous evening and it sounded like there was interest. Mr. Schneider stated there could be some disconnect between the City and Township Officials.

Commissioner Campbell stated there's interest in the WCRWD, but it all comes down to the final findings, which includes cost, participation and more. When this process started it was determined that it would be a user paid for project. There will be concerns brought up throughout this process, but issues can be worked out and even though certain cities would be encompassed in the district, there is still the ability to opt out. However, before anything can be offered, the County needs to be sure that there is adequate supply for those communities. Without adding additional areas of supply, it raises the question of whether it's sufficient to include all of Clay County. Even though there are concerns, it's in the best interest for Clay County to be involved because it could be difficult to join at a later date. Mr. Schneider discussed the positive response that was received from Moorhead Public Service (MPS) and the challenge of including the whole County comes down to a water source. The ease of entering the district is much easier now than it would be later on. Once the Judicial paperwork is filed and the court determines the boundaries, if it's the whole County, then cities can opt in if they want. Discussion ensued regarding the boundaries and the encompassing of the whole County.

Commissioner Gross asked what the \$3.5 million of the House budget was for, that was awarded to the City of Felton and Norman County. Mr. Schneider discussed those funds are for the infrastructure for the water district. Commissioner Campbell stated there could end up being a cost to the user for their share of their construction, that's over and above what would be funded through the federal and state grants. When there's an indication of interest throughout this process, that local share has to be started by the users or by that community. That will not be Clay County's responsibility.

Mr. Schneider discussed the feedback from the survey, stating most residents know the water quality isn't the best, and some have even asked how quick the project can be completed.

Mr. Schneider referred to the information in the packet and the resolution that was passed at Board along with the map showing the percentage of each participating county by population. Commissioner Campbell stated both Norman and Polk Counties were excited for the potential that Clay County would be expanding county-wide because with a larger area, it will be easier to receive grants and funding for the project.

Commissioner Gross referred to map showing high levels of arsenic and how it affects the safety of the drinking water for Clay County residents. Mr. Schneider discussed having to provide evidentiary support to the court in order to expand the boundary. Commissioner Campbell mentioned the safety, quality and quantity of the water are all important.

Commissioner Krabbenhoft referred to the preliminary interest map that was included in the packet and asked where the data came from. Mr. Slick stated the data reflected on that map is private well data which comes from the Minnesota Department of Health. From that point an interpolation tool is used to fill in the blanks. Mr. Schneider stated the focus has been on

arsenic but that's certainly not the only contaminant. Mr. Slick discussed the contamination of manganese which is secondary maximum contaminate level (SMCL) and there has some discussion from the Environmental Protection Agency (EPA) that will move that to a primary contaminant and the limits will likely be lowered in the future. There are many contaminants out there and different regions face different challenges. Mr. Schneider stated the Bipartisan Infrastructure Law has extra funds that are provided to states for emerging contaminants and with the added investment from the federal level, it allows the opportunity for these types of projects.

Commissioner Campbell asked what the difference of governance would be now that Clay County has expanded to 49% from 20% of the project. Mr. Schneider discussed per statute the final Board structure is based on population. What the workgroup discussed was having a Board of nine people and breaking that up by population between the three counties and appointing members to that board. Commissioner Campbell stated according to the legal consultants, they stated that was required by statute. And it's important that we have an appropriate representation on what would become a decision-making board.

Commissioner Campbell stated that due to the size of the project and the starting point, it's going to take some time for the project to reach the southern parts of Clay County.

Commissioner Campbell clarified and stated the importance of expanding this to all of Clay County, not including Moorhead and Dilworth since they have services through MPS. Currently Clay County has committed \$100,000.00 of special ARPA funds and if the boundary expands to all of Clay County, that number could increase to \$147,000.00.

Discussion ensued regarding the overlap of the water district and MPS boundaries.

On motion by Commissioner Campbell, seconded by Commissioner Krabbenhoft, and unanimously carried, the Board approved to expand the WCRWD boundary to include all of Clay County, excluding the areas serviced by Moorhead Public Service.

Mr. Larson mentioned an updated resolution will be brought forward in the future weeks, regarding the new boundaries.

Budget Presentation - Social Services

Social Services Director Rhonda Porter presented the Social Services 2024 budget. Ms. Porter referred to and presented the 2022 Revenues Over Expenditures document that was passed out, including salaries & benefits, program areas, purchase service costs, and unique revenues that would have been applied to 2021.

Commissioner Krabbenhoft asked if there was money that was taken as revenues that don't exist anymore, since it was during the years of the pandemic. Ms. Porter confirmed that was correct, in small amounts. However, the increased revenues play into the billable service, particularly for Medicaid, there was an increase in federal participation which did increase the revenue. However, this will not continue going forward.

Ms. Porter discussed the proposed 2024 levy request for Social Services is \$13,198,935.00, which would represent a 1.23% increase from 2023. Currently, in the 2024 budget, there is a substantial increase for detox. Right now, Social Services budgets \$700,000.00 for detox.

Detox sets their budget, reduces it by any revenue, and whatever the operating difference is gets billed to the Social Services budget. However, with the expansion of the new detox facility, there was an added amount of \$444,875.00 as a placeholder, while the discussion of how to best budget detox, is resolved.

Commissioner Campbell asked if there were any additional revenues considered for the detox facility other than expenditures. Ms. Porter stated analysis is still being completed for withdrawal management revenues which is the piece that will need investigating over the next few months, to determine if that would change the proposed budget. Commissioner Campbell stated the services that will now be provided will now allow for external state benefits that can help with funding, however, he's unaware if that has been included or not. Ms. Porter suggested having a separate meeting to further discuss detox.

Ms. Porter stated if the Board were to approve the additional \$445,875.00 for detox and to keep it in the Social Services budget, then the total levy request would be \$13,644,810.00. If the Board were to approve the new request of two new Social Work positions (not including the detox placeholder), that would bring the total levy request to \$13,327,840.00, at 2.2%.

Commissioner Krabbenhoft asked if the Social Services department was currently fully staffed. Ms. Porter stated her department is down by one employee.

Lastly, Ms. Porter further discussed staff salaries, benefits, County Attorney expenses, County funded burials, contracted providers, out of home placements, adult mental health commitments/hold orders, program expenditures, merit system, and net revenue.

Commissioner Gross asked what constitutes a County funded burial. Ms. Porter stated it's for individuals who reside in Clay County that pass away who may be low income or indigent and have no funds to pay for a burial. Subsequently, the family or funeral home can complete an application on the deceased's behalf. Social Services would then determine if the applicant qualifies based on a number of things such as assets or income. After that, the department would then work with the local funeral homes on establishing rates for services for those individuals.

Commissioner Campbell stated the expansion of the WCRJC was based on population and allowed us to keep youth in house, compared to sending them elsewhere, which would have been more expensive. Therefore, even though there might be a loss of federal funds, there is still a savings to the Social Services Budget. Ms. Porter stated the expansion of services and keeping youth close to their families, school district and service providers, is best thing we can do.

Commissioner Krabbenhoft asked for more clarification on the Merit System. Ms. Porter discussed how the Minnesota Merit System used to be the process for hiring employees for the Social Services department. Individuals would have to apply through that program before being hired. Because the County has grown, and the Human Resources department has the infrastructure to manage everything, the Merit System certified Clay County as its own entity starting January 2023.

Discussion ensued regarding revenues and expenditures from 2022 to 2024 and the Detox expansion placeholder.

Request Approval to Replace a Case Aide Position in the Child and Family Unit Due to Resignation

Ms. Porter stated that there was a resignation for the Case Aide position in the Child and Family unit and requested to replace the position.

On motion by Commissioner Campbell, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the to replace the Case Aid position for the Child and Family unit along with backfill if there is any internal interest.

BREAK

The Board took a break between 9:55 – 10:00 a.m.

Budget Presentation - Facilities Department

Facilities Director Joe Olson presented Building Maintenance Budget for 2024.

Mr. Olson discussed the Courthouse budget which includes the Courthouse, Law Enforcement Center (LEC), Correctional Facility, Department of Motor Vehicle (DMV), the grounds and the storage building. Revenues include the Resource Recovery Center reimbursement and Withdrawal Management/Detox Facility reimbursement. Expenditures include gas, other professional services, snow, equipment over 500, internal services, and detox expenses.

The Family Service Center (FSC) budget includes the FSC operations and the Mail Central Services department. Revenues include rent from external agencies and gas and maintenance from the Juvenile Center and Correctional Facility. Overall, the total anticipated revenue for 2024 is \$307,658.00. Mr. Olson touched on the electricity for expenditures.

Mr. Olson continued with the discussion on Fund 19. Each year, \$100,000.00 gets put into this fund and is utilized for emergencies and unanticipated happenings. It's requested to increase this fund by \$50,000.00 for a total of \$150,000.00 per year.

Commissioner Gross asked what the overall increase was for 2024. Mr. Olson stated the overall increase would be 10.82%.

2024 Budget Presentation

County Administrator Stephen Larson and County Auditor-Treasurer Lori Johnson presented the sales tax summary, fund balance comparison, summary of revenues & expenses for 2023, summary of 2024 tax levy by funds, and new requests for 2024 internally and externally.

Commissioner Mongeau made note to include the request from the Clay County HRA as it was a sizable request and not shown on the summary.

Mr. Larson first discussed the sales tax summary. In 2015-2016 when in the process of constructing the Correctional Facility and the Law Enforcement Center, the Board went to the legislature for permission for a half cent sales tax. During that process, the County was looking to collect between \$1.6 - \$2.2 million to cover a portion of the payment for those facilities. Another \$400,000.00 came from the levy to cover the principal and interest. As the process started there's been an increase to the half cent sales tax on an annual basis. Starting in 2021 enough was received to cover the principal and interest, therefore, that has been removed from the building portion of the levy. This is continuously reviewed in case this needs to be changed

at any point.

Commissioner Gross asked if those funds go towards the Correctional Facility and the LEC. Ms. Johnson confirmed that was correct. Commissioner Krabbenhoft asked if this will shorten the length of the repayment of the bond. Ms. Johnson stated that is possible. If it continues to increase then there's potential the bond will be paid off earlier. Mr. Larson clarified that these funds can only be used for the bond, they cannot be moved to any other portion of the budget.

Next, Mr. Larson discussed a brief overview of the fund balance comparison. As a reminder, it was anticipated that the general fund would run at a deficit in 2022. There was also some business relief that showed up in 2022 that was paid out in 2021 and also had some small County adjustments that impacted the general fund. Road and Bridge, Social Services, Building fund, Internal Service, Public Health, Solid Waste, Family Service Center, and Juvenile Center were briefly discussed.

Mr. Larson discussed the 2023 Summary of Revenues and Expenses by department and stated the County is in a solid position.

Lastly, the 2024 tax levy by funds summary was discussed. General fund revenues are \$28,603,644.00. The biggest demand of increase are steps, 8% insurance increase, and this year the 3% COLA was included in the budget. Therefore, there is an overall increase of \$2.2 million from 2023. Mr. Larson discussed the Road & Bridge Fund, Building Fund, the Library, and the Social Service Fund. With those items included, it would bring the total tax levy to \$48,000,616.00 which is a 7.5% increase over last year. The new requests were discussed for Technology Services, Attorney's Office, Building Maintenance, Sheriff's Office, Juvenile Detention, The Chamber, A Place for Hope, Senior Coordination Program, Road and Bridge Highway Maintenance, and Social Services. The new requests total \$1,173,775.00. Of that, \$1,012,895.00 are County requests and \$160,880.00 are non-County requests. In addition to those requests, the Board has chosen to support other agencies in the past, and those requests will also vary in percent increases. They are not captured in the current presentation but will be in the full budget. The items discussed are the new requests for consideration for 2024.

Commissioner Mongeau discussed in the Summary of Revenue and Expenses by Department document, the external agencies are included and the Senior Coordination Program for Lakes and Prairies is listed, and it's also listed on for new requests, but was discussed being the rural transportation piece. Commissioner Mongeau wanted to clarify to everyone when discussing the new requests, it's not referencing the one that already exists in the budget. Mr. Larson agreed, the one position is covered through the Social Services budget which Ms. Porter has continued to support.

Commissioner Mongeau discussed the importance of rural transportation and having that opportunity. However, when looking at the utilization rate of the service, she is personally not leaning towards supporting the request, but hopes there might be other dollars that could account for this program to provide transportation to those rural residents.

Commissioner Mongeau stated she is struggling with the request for A Place of Hope – Food Shelf, as she represents rural Clay County food shelves and doesn't think it's appropriate to pick one over the other just because one might have a larger presence. Commissioner Mongeau asked if this request was separate from Ms. Porter's budget. Mr. Larson confirmed

that was correct. Commissioner Krabbenhoft asked if this was an additional request beyond what Ms. Porter included in her budget. Mr. Larson confirmed that was correct and stated A Place for Hope has two components, a Clubhouse, which focuses on mental health and continues to be supported and included in the Social Services budget, and a Food Shelf, which was added during the pandemic, which is the new request of \$50,000.00.

Commissioner Campbell discussed the rural transit and agreed with Commissioner Mongeau's comments, however, that doesn't mean there isn't a need or another way to approach the needs of ridership in rural Clay County.

Commissioner Campbell discussed the insurance committee and the need to establish funds and asked Ms. Johnson where in the budget he could find that number. Ms. Johnson stated those dollars are in the unallocated line of the budget. Commissioner Campbell asked for a breakdown of the unallocated line item to get a better idea what's all included. Ms. Johnson stated it consists of the insurance committee funds, building insurance, and workers compensation insurance.

Mr. Larson continued stating with the additional requests, the total levy would be \$49,174,392.00 which is a 10.8% increase. Clay County also receives county program aid, which has been previously utilized as property tax relief and that would be \$5,536,651.00 which would take the spread levy down to \$43,637,741.00 for a 7.64% increase. New construction is anticipated at 1.2% which would take the net levy increase at 6.44% today.

Commissioner Krabbenhoft asked if he was missing something regarding the requests from the Clay County HRA and the Greater Fargo Moorhead EDC. Mr. Larson stated the existing payment that has been provided to the FM EDC for next year has been included in this preliminary budget. Ms. Johnson stated the Clay County HRA request is leveed with a separate levy. Discussion ensued regarding the separate levy.

Commissioner Gross asked for clarification on property tax. Ms. Johnson stated there isn't extra money coming in from property tax, the Board sets the levy and that gets spread across all the value, whether that's new construction or increased value. Therefore, the County only receives what is being asked, nothing additional. Commissioner Campbell stated the new construction helps spread what's being spent over a greater amount of property. Discussion ensued regarding valuation and property tax.

Commissioner Mongeau discussed her struggles with the new construction percentage and that the overall increase of 6.44% isn't ideal.

Commissioner Krabbenhoft asked if there were any additional revenues that came in through the legislature. Mr. Larson stated the County Program Aid was the most significant.

Commissioner Gross asked if the reserves were where they should be. Mr. Larson stated the County is in a fairly good position as gaps in employment happen is when there are some savings.

Commissioner Campbell asked if it was possible to see a breakdown of what was leveed for wages versus what was spent for the last three to five budget cycles. Ms. Johnson stated she would be able to gather that information.

Discussion ensued regarding reserves, and the detox placeholder of \$444,875.00.

Request Approval of the Final Contract Voucher for SAP 014-601-007

County Engineer Justin Sorum requested approval of the final contract voucher for SAP 014-601-007. This project was completed last year and the final amount to be approved is \$1,332,344.90.

Commissioner Gross asked what the original bid amount was. Mr. Sorum stated the original bid was for \$1,143,991,85.

On motion by Commissioner Campbell, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the final contract voucher for SAP 014-601-007 in the amount of \$1,332,344.90.

Request Approval of the Deficient Bridge Prioritization Resolutions 2023-16 & 2023-17

Mr. Sorum requested approval of two deficient bridge resolutions. Resolution 2023-16 is for the County. Clay County is the Program Administrator for Township bridge inspections, therefore, warranting Resolution 2023-17 for the Townships. Each year, inspections are completed on the bridges that are due on their inspection cycle, and a resolution is brought forward including the specific bridges that are looking to be replaced in the next five years. To receive bridge bond funds or township bridge funds, they must be on the list and subsequently also have a Local Planning Index (LPI) of 60 or below. If the LPI is 60 or below, that bridge is eligible for funding, if funding is available.

On motion by Commissioner Campbell, seconded by Commissioner Mongeau, and unanimously carried, the Board approved Resolution 2023-16 for the Clay County Bridge Replacement Priority List.

**RESOLUTION 2023-16
CLAY COUNTY BRIDGE REPLACEMENT PRIORITY LIST**

WHEREAS, Clay County has reviewed the pertinent data on bridges requiring replacement, rehabilitation, or removal, supplied by local citizenry and local units of government, and the metropolitan council and

WHEREAS, Clay County has identified those bridges that are high priority and that require replacement, rehabilitation, or removal within the next five years;

NOW, THEREFORE BE IT RESOLVED that the following bridges are high priorities for replacement, major rehabilitation, or removal, and Clay County intends to replace, rehabilitate, or remove these bridges as soon as possible when funds are available; and

Old Bridge Number	Road Number and Name	Crossing	LPI	Total Project Cost	State Bridge Funds Requested	Federal Funds	Local or State Aid Funds	Proposed Construction Year
92440	CSAH 14	S.BR. BUFFALO RIVER	54	\$1,160,000	\$330,000	\$810,000	\$20,000	2024
90865	CSAH 10	HAY CREEK	57	\$407,000	\$203,500	\$0	\$203,500	2024

90916	CSAH 37	STINER CREEK	37	\$120,000	\$60,000	\$0	\$60,000	2024
14K65	5 th St. NW	DITCH #50	NA	\$192,000	\$176,000	\$0	\$16,000	2024
14K66	2 ND St. NW.	DITCH #50	NA	\$198,000	\$186,500	\$0	\$11,500	2024
----	CO.RD. 115	UNNAMED CREEK	NA	\$120,000	\$110,000	\$0	\$10,000	2024
94237	CSAH 36	CO. DITCH #6	64	\$120,000	\$60,000	\$0	\$60,000	2025
94238	CSAH 36	CO. DITCH #6	64	\$120,000	\$60,000	\$0	\$60,000	2025
92612	CO.RD. 51	WOLVERTON CREEK	60	\$375,000	\$365,000	\$0	\$10,000	2025
1897	CSAH 19	DITCH #10	66	\$120,000	\$110,000	\$0	\$10,000	2025
90901	CO.RD. 51	STREAM	50	\$120,000	\$110,000	\$0	\$10,000	2026
90913	CSAH 27	DITCH	69	\$120,000	\$60,000	\$0	\$60,000	2026
90914	CSAH 27	DITCH	69	\$120,000	\$60,000	\$0	\$60,000	2026
14524	CSAH 1	RED RIVER	NA	\$10,500,000	\$2,500,000	\$0	\$2,500,000	2026
90869	CSAH 17	DITCH #12	71	\$150,000	\$75,000	\$0	\$75,000	2027
90888	CO.RD. 69	STONY CREEK	72	\$420,000	\$410,000	\$0	\$10,000	2027
92453	CSAH 15	S.BR. BUFFALO RIVER	72	\$540,000	\$270,000	\$0	\$270,000	2027
1897	CSAH 19	DITCH #10	66	\$120,000	\$110,000	\$0	\$10,000	2028
90882	CO.RD. 69	DITCH #58	72	\$190,000	\$180,000	\$0	\$10,000	2028

BE IT FURTHER RESOLVED that Clay County does hereby request authorization to replace, rehabilitate, or remove such bridges; and

BE IT FURTHER RESOLVED that Clay County does hereby request financial assistance with eligible approach grading and engineering costs on township bridges, as provided by law.

On motion by Commissioner Mongeau, seconded by Commissioner Campbell, and unanimously carried, the Board approved Resolution 2023-17 for the Clay County Township Bridge Replacement Priority List.

RESOLUTION 2023-17

CLAY COUNTY TOWNSHIP BRIDGE REPLACEMENT PRIORITY LIST

WHEREAS, Clay County has reviewed the pertinent data on bridges requiring replacement, rehabilitation, or removal, supplied by local citizenry and local units of government, and the metropolitan council and

WHEREAS, Clay County has identified those bridges that are high priority and that require replacement,

rehabilitation, or removal within the next five years;

NOW, THEREFORE BE IT RESOLVED that the following bridges are high priorities for replacement, major rehabilitation, or removal, and Clay County intends to replace, rehabilitate, or remove these bridges as soon as possible when funds are available; and

Old Bridge Number	Road Number and Name	Crossing	LPI	Total Project Cost	Township Funds Requested	Federal Funds	Local or State Aid Funds	Proposed Construction Year
L-8358	T-243	STONY CREEK	68	\$420,000	\$410,000	\$0	\$20,000	2024
L-8247	T-131	UNNAMED STREAM	69	\$200,000	\$190,000	\$0	\$20,000	2024
L-8275	T-76	BUFFALO RIVER	44	\$50,000	\$50,000	\$0	\$0	2024 ELIMINATE
L-8296	T-215	S.BR. BUFFALO RIVER	42	\$50,000	\$50,000	\$0	\$0	2024 ELIMINATE
L-8348	T-240	STONY CREEK	47	\$50,000	\$50,000	\$0	\$0	2024 ELIMINATE
L-9654	T-16	HAY CREEK	55	\$175,000	\$155,000	\$0	\$20,000	2025
L-8988	T-262	S.BR. BUFFALO RIVER	74	\$605,000	\$585,000	\$0	\$20,000	2025
4644	T-25	UNNAMED STREAM	55	\$100,000	\$90,000	\$0	\$20,000	2025
3863	T-29	STONY CREEK	56	\$140,000	\$130,000	\$0	\$20,000	2025
1850	T-183	S.BR. WILD RICE RIVER	25	\$50,000	\$50,000	\$0	\$0	2026 ELIMINATE
L-8294	T-403	CO DITCH #45, LAT #1	67	\$150,000	\$50,000	\$0	\$20,000	2026
L-8359	T-243	STREAM	62	\$100,000	\$90,000	\$0	\$10,000	2027
L-8228	T-31	S.BR. BUFFALO RIVER	39	\$1,160,000	\$1,140,000	\$0	\$20,000	2027

BE IT FURTHER RESOLVED that Clay County does hereby request authorization to replace, rehabilitate, or remove such bridges; and

BE IT FURTHER RESOLVED that Clay County does hereby request financial assistance with eligible approach grading and engineering costs on township bridges, as provided by law.

Request Approval of Proposal for Pavement Testing

Mr. Sorum requested approval of a proposal from Braun Intertec to provide pavement testing services on CSAH 11, CSAH 19, and CSAH 34.

Commissioner Gross asked when CSAH 34, East of Ulen, is scheduled for. Mr. Sorum stated he is currently working on the five-year plan and it was supposed to be next year, however, that might not be the case. Mr. Sorum recently attended a meeting in Ulen, MN and he discovered a

section east of town that was in rough condition which will be patched hopefully before Labor Day.

Commissioner Campbell asked if this amount was in the budget. Ms. Sorum confirmed that was correct and stated, in the 2023 budget this line item was increased to account for more pavement texting.

On motion by Commissioner Krabbenhoft, seconded by Commissioner Mongeau, and unanimously carried, the Board approved the proposal from Braun Intertec to provide pavement testing on CSAH 11, CSAH 19 and CSAH 34 in the amount of \$30,970.00.

Commissioner Mongeau mentioned seeing a request in the 2024 budget for the Highway Department and how it's been difficult to hire an Assistant County Engineer. She is hoping that topic is at the forefront of conversation. Mr. Sorum stated he will be meeting with County Administrator Stephen Larson and HR Director Darren Brooke in the near future to discuss that issue.

Committee Reports/County Administrator Update/Discussions

- Commissioner Campbell reported on meetings for Clay County Insurance Committee; Facilities Finance Committee - DMV; and Withdrawal Management/Detox Building Committee.
- Commissioner Ebinger reported on meetings for Night to Unite Burger Cook-off; Greater Fargo Moorhead EDC Board; Emergency Communication Board Legislative & Governance Committee; and FM Diversion Authority Lunch & Learn.
- Commissioner Krabbenhoft reported on meetings for Night to Unite Burger Cook-off; Clay County Insurance Committee and AMC Government 201.
- Commissioner Mongeau reported on Facilities Finance Committee – DMV; and presented at AMC Government 201.
- Commissioner Gross reported on meetings for Night to Unite Burger Cook-off; retirement party for Marcie with the DMV; and Ulen City Council meeting.
- County Administrator Stephen Larson reported on meetings for Night to Unite Burger Cook-off; DMV Construction Timeline meeting; met with Derrick LaPoint (Downtown Moorhead Inc.) and Cory Hepola (The Brookshire Company) regarding economic development in rural communities; met with Justin Sorum regarding a personnel update, budget, Assistant County Engineer, and Road Construction; met with Social Services on their pre-budget; Clay County Insurance Committee; met with Joe Olson and Lori Johnson for the facilities pre-budget; met with Ben Mattson from Construction Engineers; met with Joe Raso and he will come before the Board on September 12, 2023 to provide an overview and discuss a funding request; The NW Senate Bonding Tour will be held in Halstad, MN, on August 16, 2023 at 10:30; and on Wednesday, August 9, 2023 at 1:30 there will be a Drug Court graduation in Courtroom 6.

Adjourn

The meeting was adjourned at 11:25 a.m.

Frank Gross, Chair
County Board of Commissioners

Stephen Larson, County Administrator