

Le Sueur County
Board of Commissioners

Special Meeting Agenda

County Board Room

Le Sueur County Courthouse

March 9, 2021 at 9:00 A.M.

1. WebEx Meeting Information - March 9 At 9 Am

Documents:

[LE SUEUR COUNTY BOARD ROOM INVITES YOU TO JOIN THIS WEBEX MEETING 03-09-2021.PDF](#)

2. 9:00 A.M. Call The Le Sueur County Board Of Commissioners Meeting To Order
3. Pledge Of Allegiance
4. Agenda Review And Approval
5. 9:03 A.M. Claims (2 Min)

Documents:

[1374_001.PDF](#)

6. 9:05 A.M. Dave Tiegs, Highway Dept (2 Minutes)
 1. Change bid letting date to Monday, April 12th at 1 p.m.
7. 9:10 A.M. Ann R Goering, Ratwik, Roszak & Maloney, P.A.

1. **Closed meeting based on the attorney-client privilege Minn. Stat. 13D.05 to discuss *Thelemann v. County of Le Sueur***

Documents:

[40-CV-20-849 NOTICE OF FILING OF ORDER - ORDER DENYING MOTION.PDF](#)

8. Adjourn
9. 10:00 A.M. AP & Widseth
 1. Kick off meeting for East entry
 1. Danny O'Keefe and Lance Wetzel



Le Sueur County Board Room invites you to join this Webex meeting.

Tuesday, March 9, 2021

9:00 a.m. | (UTC-05:00) Central Time (US & Canada) | 2 hrs 30 mins

Please copy and paste this link into a web browser to connect to the meeting:

<https://lesueurcounty.webex.com/lesueurcounty/j.php?MTID=m9a7e9aa174820deac923c8967c9abe36>

Meeting number (access code): 187 047 5475

Meeting password: 0309CountyBoard

Tap to join from a mobile device (attendees only)

[+1-408-418-9388,1870475475###](tel:+1-408-418-9388,1870475475###) United Toll States

Join by phone

+1-408-418-9388 United States Toll

[Global call-in numbers](#)

Join from a video system or application

Dial [1870475475@lesueurcounty.webex.com](tel:1870475475@lesueurcounty.webex.com)

You can also dial 173.243.2.68 and enter your meeting number.

Join using Microsoft Lync or Microsoft Skype for Business

Dial [1870475475.lesueurcounty@lync.webex.com](tel:1870475475.lesueurcounty@lync.webex.com)

Need help? Got to: <http://help.webex.com>

*** Le Sueur County ***



SHERRI
3/5/21 8:27AM
General Revenue

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES

Vendor No.	Vendor Name	Account/Formula	Accr	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	On Behalf of Name
20876	1st Choice Security									1099
30	01-060-0000-0000-6260				73.60	Motion Det./Battery		102142	Professional Consulting	N
31	01-060-0000-0000-6260				127.50	Labor		102142	Professional Consulting	N
32	01-060-0000-0000-6260				55.00	Trip		102142	Professional Consulting	N
20876	1st Choice Security				256.10	3 Transactions				
20760	Advanced Correctional Healthcare Inc.									
83	01-250-0000-0000-6352				3,057.45	Medical Services - April 21'		104784	Medical Expenses Prisoners	N
20760	Advanced Correctional Healthcare Inc.				3,057.45	1 Transactions				
21749	Aerial Affinity LLC									
1	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses	G
21749	Aerial Affinity LLC				10,000.00	1 Transactions				
10509	Ag Partners Coop									
102	10-303-0000-0000-6415				3,196.03	Fuel		5092 Acct	Supplies-Motor Fuel/Lubricants	N
103	10-303-0000-0000-6415				3,619.34	Fuel		5092 Acct	Supplies-Motor Fuel/Lubricants	N
10509	Ag Partners Coop				6,815.37	2 Transactions				
11015	Ahlman's									
33	01-200-0000-0000-6450				1,500.00	Ammo		154598	Ammunition	N
11015	Ahlman's				1,500.00	1 Transactions				
21356	Amazon Capital Services									
84	01-200-0000-0000-6409				12.59	Supplies		13RF-4MRV-461P	Office Supplies	N
85	01-201-0000-0000-6625				68.97	Supplies		13RF-4MRV-461P	Office Equipment	N
86	01-250-0000-0000-6610				221.90	Motorola Radio Mics		1PQW-PIXR-DYCY	Equipment	N
21356	Amazon Capital Services				303.46	3 Transactions				
21771	American Legion Post 207									
2	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses	G
21771	American Legion Post 207				10,000.00	1 Transactions				
10253	American Solutions For Business									
90	01-200-0000-0000-6409				49.75	Mason- Envelopes		05212203	Office Supplies	N
10253	American Solutions For Business				49.75	1 Transactions				

*** Le Sueur County ***

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES



Vendor No.	Vendor Name	Account/Formula	Accr	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti	1099
No.	Account/Formula							Paid On Bhf #	On Behalf of Name		
19952	Anderson & Skubitz PLLC										
75	01-011-0000-0000-6107				100.00	Prof.Services		21744	Other Court Appointed Attys		Y
19952	Anderson & Skubitz PLLC				100.00	1 Transactions					
19722	Baker Tilly US, LLP										
34	01-046-0000-0000-6261		AP		1,176.00	20'-Fin.Stmnt Audit		BT1762738	State Audit		N
19722	Baker Tilly US, LLP				1,176.00	1 Transactions					
21770	Beaver Dam Resort										
3	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
21770	Beaver Dam Resort				10,000.00	1 Transactions					
17054	Bolton & Menk Inc										
35	01-047-0000-0000-6260				4,197.50	Remonumentation		0265012	Professional Consulting		N
104	10-301-0000-0000-6260		AP		1,284.97	TH 112		0264426	Professional Services		N
105	10-301-0000-0000-6260				5,478.01	TH 112		0264426	Professional Services		N
106	10-301-0000-0000-6260		AP		3,052.35	CSAH 36		0264428	Professional Services		N
107	10-301-0000-0000-6260				13,012.65	CSAH 36		0264428	Professional Services		N
17054	Bolton & Menk Inc				27,025.48	5 Transactions					
18741	Boyer Truck Parts										
108	10-303-0000-0000-6445				413.88	Brake Shoe #35		39732D	Supplies-Misc. Equip. Repair/Supplies		N
110	10-303-0000-0000-6445				1,123.86	Parts #12		39767D	Supplies-Misc. Equip. Repair/Supplies		N
111	10-303-0000-0000-6445				858.32	Pump #12		943943	Supplies-Misc. Equip. Repair/Supplies		N
109	10-303-0000-0000-6445				68.00	Core Credit #35		CM39732D	Supplies-Misc. Equip. Repair/Supplies		N
18741	Boyer Truck Parts				2,328.06	4 Transactions					
17268	C & D Oil										
112	10-303-0000-0000-6490				50.00	Used Filters		49179	Supplies- Misc. Building & Shop Suppl		N
17268	C & D Oil				50.00	1 Transactions					
21774	Caribou Gun Club Inc.										
4	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
21774	Caribou Gun Club Inc.				10,000.00	1 Transactions					
21750	CAS Fitness LLC										
5	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G



Vendor No.	Vendor Name	Account/Formula	Accr	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti
21750	CAS Fitness LLC				10,000.00	1 Transactions			On Behalf of	1099
21751	Center Stage Dance of Montgomery Inc	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21751	Center Stage Dance of Montgomery Inc				10,000.00	1 Transactions				
21752	Chankaska Creek Ranch and Winery LLC	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21752	Chankaska Creek Ranch and Winery LLC				10,000.00	1 Transactions				
10072	Christian - Keogh - Moran & King									
39		01-090-0000-0000-6250			304.13	Midco			Utilities & Telephone	N
36		01-090-0000-0000-6302			1,275.00	Rent			Leases	I
40		01-090-0000-0000-6360			107.00	Background Ck- P.Gannon			Miscellaneous	N
37		01-090-0000-0000-6405			809.24	Lawbook Upkeep			Books, Ledgers	N
38		01-090-0000-0000-6409			119.39	Supplies			Office Supplies	N
10072	Christian - Keogh - Moran & King				2,614.76	5 Transactions				
21061	Cintas									
113		10-303-0000-0000-6490			103.65	Mat/Towels/Clothing		4075528238	Supplies- Misc. Building & Shop Suppliu	N
114		10-303-0000-0000-6490			345.47	Mat/Towels/Clothing		4076185859	Supplies- Misc. Building & Shop Suppliu	N
115		10-303-0000-0000-6490			103.65	Mat/Towels/Clothing		4076813218	Supplies- Misc. Building & Shop Suppliu	N
21061	Cintas				552.77	3 Transactions				
21783	City of Le Sueur									
139		03-968-0000-0000-6203			20,330.00	Small Business Recovery Grant			COVID-19 Expenses	G
21783	City of Le Sueur				20,330.00	1 Transactions				
21753	El Tacazo Mexican Delights									
8		03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21753	El Tacazo Mexican Delights				10,000.00	1 Transactions				
20598	Everbridge Inc.									
41		01-280-0000-0000-6260			9,870.00	Subscription 4/1/21- 3/31/22		M60188	Professional Consulting/Everbridge	N
20598	Everbridge Inc.				9,870.00	1 Transactions				
21773	Fischers Corner Bar Inc.									

*** Le Sueur County ***



SHERRI
3/5/21 8:27AM
County Special Agency Fur

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES

Vendor No.	Vendor Name	Account/Formula	Acci	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti
								Paid On Bhf #		On Behalf of Name
9	21773	Fischers Corner Bar Inc.	03-968-0000-0000-6203		10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
					10,000.00	1 Transactions				
42	20784	Government Forms & Supplies	01-041-0000-0000-6409		65.00	Deputy 60 Paid Stamper		0326577	Office Supplies	N
					65.00	1 Transactions				
116	10307	Harry's True Value	10-303-0000-0000-6490		141.73	Supplies		41965	Supplies-Misc. Building & Shop Supplir	N
					141.73	1 Transactions				
138	21014	HEALTHCAREfirst	01-124-0000-0000-6490		148.84	HH- CAHPS		INV5187670	Miscellaneous - Medicare	N
					148.84	1 Transactions				
44	20630	ITSavvy LLC	01-060-0000-0000-6610		7,241.99	(7) Workstations		01237808	Equipment	N
					1,034.57	Credit		01237808	Equipment	N
45					48.00	Handset Lifter		01240796	Office Supplies	N
77					225.00	Headset		01241070	Office Supplies	N
76					56.00	Splitter		01247964	Office Supplies	N
43					6,536.42	5 Transactions				
79	19709	Jaspers,Moriarty And Wetherille P.A.	01-011-0000-0000-6107		100.00	Prof.Services		6031	Other Court Appointed Atlys	Y
					230.00	Prof.Services		6032	Other Court Appointed Atlys	Y
78					20.00	Prof.Services		6033	Other Court Appointed Atlys	Y
80					30.00	Prof.Services		6034	Other Court Appointed Atlys	Y
81					380.00	4 Transactions				
19709										
11	21777	Jocko's Bar & Grill	03-968-0000-0000-6203		5,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
					5,000.00	1 Transactions				
11	21776	Kokomo Restaurant Inc.	03-968-0000-0000-6203		5,000.00	Small Business Recovery Grant			COVID-19 Expenses	G

*** Le Sueur County ***

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES



Vendor No.	Vendor Name	Account/Formula	Accr	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti	1099
21776	Kokomo Restaurant Inc.				5,000.00	1 Transactions			On Behalf of Name		
12	21775	Kwik N Klean Inc.			10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
	21775	Kwik N Klean Inc.			10,000.00	1 Transactions					
87	10633	Le Center Dental Clinic LLC			514.00	Inmate Dental Services		1388 Acct	Medical Expenses Prisoners		N
	10633	Le Center Dental Clinic LLC			514.00	1 Transactions					
82	10074	Le Center Hardware Hank			17.99	Batteries		157 Acct	Office Equipment		N
47	01-060-0000-0000-6625				256.22	Supplies		419 Acct	Repairs & Maintenance		N
46	01-110-0000-0000-6300				22.45	Batteries,Door Stops		382 Acct	COVID- 19 Expenses		N
88	01-124-0000-0000-6203				6.49	Battery- 919		164 Acct	Office Supplies		N
48	01-200-0000-0000-6409				310.82	Supplies		535 Acct	Repairs & Maintenance		N
117	01-245-0110-0000-6300				44.90	Cleaning Supplies		161 Acct	Supplies- Misc. Building & Shop Suppl		N
	10074	Le Center Hardware Hank			658.87	6 Transactions					
49	11187	Le Sueur Co Recorder			46.00	Lot Combo- Mauland		124716	Miscellaneous		N
	11187	Le Sueur Co Recorder			46.00	1 Transactions					
13	21769	LMB Services LLC			10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
	21769	LMB Services LLC			10,000.00	1 Transactions					
50	21122	Master Electric Company Inc.			7,299.00	Microphones- Board Rm		SD33068	Repairs & Maintenance		N
	21122	Master Electric Company Inc.			7,299.00	1 Transactions					
89	10338	Matheson Tri- Gas, Inc.			170.07	Oxygen		FP264 Acct	Fuel & Oil		N
118	10338	Matheson Tri- Gas, Inc.			31.57	Oxygen		FP266 Acct	Supplies- Misc. Building & Shop Suppl		N
	10338	Matheson Tri- Gas, Inc.			201.64	2 Transactions					
	10124	MEI Total Elevator Solutions									

*** Le Sueur County ***



SHERRI
3/5/21 8:27AM
General Revenue

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES

Vendor No.	Vendor Name	Account/Formula	Rpt	Accr	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Description	1099
97	01-110-0000-0000-6250	MEI Total Elevator Solutions			433.78	Mar 21 - Elev. Service	898983	Utilities & Telephone			N
14	03-968-0000-0000-6203	MKNB Inc.			10,000.00	Small Business Recovery Grant		COVID-19 Expenses			G
21764	MKNB Inc.				10,000.00	1 Transactions					
20637	MN Critter Getter				500.00	Monthly Service		Animal Control			N
20637	MN Critter Getter				500.00	1 Transactions					
21767	Montgomery Brewing Co. LLC				10,000.00	Small Business Recovery Grant		COVID-19 Expenses			G
21767	Montgomery Brewing Co. LLC				10,000.00	1 Transactions					
21768	Moonshot Enterprises LLC				10,000.00	Small Business Recovery Grant		COVID-19 Expenses			G
21768	Moonshot Enterprises LLC				10,000.00	1 Transactions					
11729	Motorola Inc				2,115.00	VESTA Services	8230314162	Equipment			N
11729	Motorola Inc				2,115.00	1 Transactions					
21759	New Prague Pie & Bread Co. LLC				10,000.00	Small Business Recovery Grant		COVID-19 Expenses			G
21759	New Prague Pie & Bread Co. LLC				10,000.00	1 Transactions					
20350	Nicollet County Attorney's Office				93.00	State Vs E.Colon		Miscellaneous			N
20350	Nicollet County Attorney's Office				93.00	1 Transactions					
20079	Oamsk Enterprise LLC				44.26	Fuel #57	506212	Supplies-Motor Fuel/Lubricants			N
20079	Oamsk Enterprise LLC				44.26	1 Transactions					
21760	Palace Bar LLC				10,000.00	Small Business Recovery Grant		COVID-19 Expenses			G
18	03-968-0000-0000-6203										



Vendor No.	Vendor Name	Account/Formula	Acct No.	Rpt	Warrant Description	Service Dates	Invoice #	Account/Formula	Description	1099
No.	Account/Formula				Amount	Transactions	Paid On Bhf #	On Behalf of Name		
21760	Palace Bar LLC				10,000.00	1 Transactions				
21766	Park Ballroom Inc.				10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21766	03-968-0000-0000-6203 Park Ballroom Inc.				10,000.00	1 Transactions				
11654	Phil Mart				80.64	Fuel				
120	10-303-0000-0000-6415 Phil Mart				80.64	1 Transactions	1022868	Trans#	Supplies-Motor Fuel/Lubricants	N
21762	Physical Maintenance Inc.				5,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21762	03-968-0000-0000-6203 Physical Maintenance Inc.				5,000.00	1 Transactions				
21781	Pilot Rock				1,129.33	Garbage Bins			Repairs & Maintenance	N
122	01-525-0002-0000-6300				1,661.34	Garbage Bins	206288		Repairs & Maintenance	N
121	01-525-0004-0000-6300				564.67	Garbage Bins	206288		Repairs & Maintenance	N
123	01-525-0016-0000-6300				386.66	(2) Picnic Tables	206288		Repairs & Maintenance	N
124	01-525-0016-0000-6300 Pilot Rock				3,742.00	4 Transactions				
21754	Pizzeria 201, Inc.				10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21	03-968-0000-0000-6203 Pizzeria 201, Inc.				10,000.00	1 Transactions				
10137	Plunkett's Inc				74.50	Pest Control			Repairs & Maintenance	N
91	01-250-0000-0000-6300				48.67	Monthly Service	6972416		Repairs & Maintenance	N
125	01-525-0004-0000-6300 Plunkett's Inc				123.17	2 Transactions	6960200			
10835	Ramsey County				1,685.00	Exam-Traxler			Professional Consulting	N
54	01-205-0000-0000-6260 Ramsey County				1,685.00	1 Transactions	029238			
21765	Rasmusson Holding Company				10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
22	03-968-0000-0000-6203									



Vendor No.	Vendor Name	Account/Formula	Acci	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti
21765	Rasmusson Holding Company				10,000.00	1 Transactions				
10636	Ratwik - Roszak - Maloney P.A.									
57	01-046-0000-0000-6370				350.00	C.H. Negot.				Union Negotiations Y
55	01-049-0000-0000-6260				144.00	Misc.Services				Professional Consulting Y
56	01-049-0000-0000-6260				10,484.00	Empl.960 vs LS County				Professional Consulting Y
59	01-049-0000-0000-6260				1,062.78	Expenses				Professional Consulting N
58	10-300-0000-0000-6370				210.00	Hwy Negot.				Union Negotiations Y
10636	Ratwik - Roszak - Maloney P.A.				12,250.78	5 Transactions				
20832	Ronco Engineering Sales, Inc.									
126	10-303-0000-0000-6490				298.00	Tool		3236629		Supplies- Misc. Building & Shop Supplir N
20832	Ronco Engineering Sales, Inc.				298.00	1 Transactions				
18144	RS Eden									
60	01-020-0000-0000-6360				630.00	Drug Testing		64366		Miscellaneous N
18144	RS Eden				630.00	1 Transactions				
21454	Schneider Geospatial, LLC									
61	01-039-0000-0000-6240				2,400.00	Pymt- Processor Integration		8151		Dues & Subscriptions N
62	01-039-0000-0000-6240				2,625.00	Beacon Web Hosting		8373		Dues & Subscriptions N
21454	Schneider Geospatial, LLC				5,025.00	2 Transactions				
10526	State Industrial Products									
63	01-110-0000-0000-6300				198.00	Urinal Mats		901885577		Repairs & Maintenance N
127	10-303-0000-0000-6490				360.53	Battery Cleaner		901889462		Supplies- Misc. Building & Shop Supplir N
10526	State Industrial Products				558.53	2 Transactions				
18746	Stericycle Inc.									
64	01-124-0000-0000-6410				25.75	Tub.Disp.		4009952934		Nursing Supplies N
18746	Stericycle Inc.				25.75	1 Transactions				
10154	Suel Printing Company									
98	01-049-0000-0000-6630				300.00	HR- Assistant		280328		Miscellaneous N
69	01-061-0000-0000-6230				24.00	Demo- Automark Ely/Wat		280253		Printing, Publishing & Advertising N
68	01-062-0000-0000-6230				144.00	Board Minutes		280252		Printing, Publishing & Advertising N
67	01-120-0000-0000-6230				212.00	6 Month- Advertisement		280250		Printing, Publishing & Advertising N

*** Le Sueur County ***

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES



Vendor No.	Vendor Name	Account/Formula	Accr	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti	1099
No.	Account/Formula							Paid On Bhf #	On Behalf of Name		
65	01-124-0000-0000-6230				792.00	Ad-P.H. Positions		280286	Printing, Publishing & Advertising		N
66	03-992-0000-0000-6360				424.00	6 Month- Advertisement		280250	Miscellaneous		N
10154	Suel Printing Company				1,896.00	6 Transactions					
18998	Titan Machinery				214.74	Filters #82		15190668GP	Supplies-Misc. Equip. Repair/Supplies		N
128	10-303-0000-0000-6445				214.74	1 Transactions					
21755	To The Pointe Dance Academy LLC				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
23	03-968-0000-0000-6203				10,000.00	1 Transactions					
21755	To The Pointe Dance Academy LLC										
10366	Todds Auto Parts, Inc.				119.92	20" Ice Blades #41/51		5150 Acct	Supplies- Misc. Equip. Repair/Supplies		N
129	10-303-0000-0000-6445				10.99	Univ.Joint		5150 Acct	Supplies- Misc. Equip. Repair/Supplies		N
130	10-303-0000-0000-6445				130.91	2 Transactions					
10366	Todds Auto Parts, Inc.										
21779	Tom's Bar Inc.				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
99	03-968-0000-0000-6203				10,000.00	1 Transactions					
21779	Tom's Bar Inc.										
20237	Towmaster				65.41	Switch #41		436324	Supplies- Misc. Equip. Repair/Supplies		N
131	10-303-0000-0000-6445				65.41	1 Transactions					
20237	Towmaster										
21782	Truck Center Companies				104.44	Parts/Supplies		R201024501:01	Supplies- Misc. Equip. Repair/Supplies		N
132	10-303-0000-0000-6445				672.00	Labor		R201024501:01	Supplies- Misc. Equip. Repair/Supplies		N
133	10-303-0000-0000-6445				776.44	2 Transactions					
21782	Truck Center Companies										
21756	TWF Inc.				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
24	03-968-0000-0000-6203				10,000.00	1 Transactions					
21756	TWF Inc.										
17721	Twin City Filter Service Inc				122.49	Filters		0696369- IN	Repairs & Maintenance		N
70	01-245-0110-0000-6300										

**** Le Sueur County ****



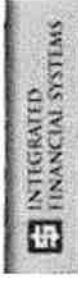
SHERRI
3/5/21 8:27AM
General Revenue

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES

Vendor No.	Vendor Name	Account/Formula	ACCI	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti
17721	Twin City Filter Service Inc				122.49	1 Transactions				1099
10127	Twist Op- Office Etc.									
101	01- 041- 0000- 0000- 6409				151.99	Mat,Elect,Stapler,Batteries		WO11139731		Office Supplies
100	01- 043- 0000- 0000- 6409				4.74	Lead		WO11139731		Office Supplies
10127	Twist Op- Office Etc.				156.73	2 Transactions				
21757	Ultimate Retreat Salon & Day Spa									
25	03- 968- 0000- 0000- 6203				10,000.00	Small Business Recovery Grant				COVID- 19 Expenses
21757	Ultimate Retreat Salon & Day Spa				10,000.00	1 Transactions				
21763	Valley Lanes Inc.									
26	03- 968- 0000- 0000- 6203				5,000.00	Small Business Recovery Grant				COVID- 19 Expenses
21763	Valley Lanes Inc.				5,000.00	1 Transactions				
21430	VERTIV Corporation									
92	01- 212- 0000- 0000- 6360				2,847.00	UPS		57883778		Miscellaneous
21430	VERTIV Corporation				2,847.00	1 Transactions				
21772	White Front Inc.									
27	03- 968- 0000- 0000- 6203				10,000.00	Small Business Recovery Grant				COVID- 19 Expenses
21772	White Front Inc.				10,000.00	1 Transactions				
21761	William P Conlin LLC									
28	03- 968- 0000- 0000- 6203				10,000.00	Small Business Recovery Grant				COVID- 19 Expenses
21761	William P Conlin LLC				10,000.00	1 Transactions				
17765	Wondra Automotive Inc.									
93	01- 200- 0000- 0000- 6300				18.62	Supplies- Trailer		2243 Acct		Repairs & Maintenance
94	01- 200- 0000- 0000- 6300				185.83	Oil/Air Filter- 917		2243 Acct		Repairs & Maintenance
95	01- 200- 0000- 0000- 6300				27.98	Wiper Blade- 927		2243 Acct		Repairs & Maintenance
96	01- 200- 0000- 0000- 6300				4.49	Supplies- 927		2243 Acct		Repairs & Maintenance
71	01- 245- 0110- 0000- 6300				87.96	Diesel Additive		2244 Acct		Repairs & Maintenance
72	01- 245- 0110- 0000- 6300				34.47	Oil- Generator		2244 Acct		Repairs & Maintenance
135	10- 303- 0000- 0000- 6445				887.11	Parts		2241 Acct		Supplies- Misc. Equip. Repair/Supplies
134	10- 303- 0000- 0000- 6490				279.96	Supplies		2241 Acct		Supplies- Misc. Building & Shop Suppl

*** Le Sueur County ***

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES



Vendor No.	Vendor Name	Account/Formula	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Invoice Description	On Behalf of Name
17765	Wondra Automotive Inc.		1,526.42	8 Transactions					
20042	Wornson Goggins PC		1,341.00	Prof.Services					Other Court Appointed Attys Y
20042	Wornson Goggins PC		1,341.00	1 Transactions					
21167	WSB & Associates Inc.		14,660.25	P & Z- Consulting		R- 017203- 000- 2	Professional Consulting		N
21167	WSB & Associates Inc.		14,660.25	1 Transactions					
21758	Your Time Fitness LLC		10,000.00	Small Business Recovery Grant					G
21758	Your Time Fitness LLC		10,000.00	1 Transactions					
10352	Ziegler Inc		1,272.92	Parts #75		SW240051617	Supplies- Misc. Equip. Repair/Supplies		N
136	10- 303- 0000- 0000- 6445		1,066.50	Labor- #75		SW240051617	Supplies- Misc. Equip. Repair/Supplies		N
137	10- 303- 0000- 0000- 6445		2,339.42	2 Transactions					
10352	Ziegler Inc								
21778	Zimbrich Properties Inc.		10,000.00	Small Business Recovery Grant					G
21778	Zimbrich Properties Inc.		10,000.00	1 Transactions					
74			435,702.42	83 Vendors				140 Transactions	
	Final Total								

*** Le Sueur County ***

Audit List for Board COMMISSIONER'S VOUCHERS ENTRIES



<u>Recap by Fund</u>	<u>Fund</u>	<u>AMOUNT</u>	<u>Name</u>
	1	86,422.62	General Revenue
	3	310,800.00	County Special Agency Fund
	10	38,479.80	Road & Bridge
All Funds		435,702.42	Total
			Approved by,
		
		

State of Minnesota
LeSueur County

District Court
First District

Court File Number: **40-CV-20-849**

Case Type: Civil Other/Misc.

Notice of Filing of Order

FILE COPY

Jeffrey Thelemann vs County of LeSueur

You are notified that on March 04, 2021, the following was filed:

Order Denying Motion

Dated: March 4, 2021

Joanne M. Kopet
Court Administrator
LeSueur County District Court
435 E. Derrynane St. 2nd Floor
LeCenter MN 56057
507-357-8260

cc: ANNA PURNA PRAKASH
ANN ROSE MARGARET GOERING

A true and correct copy of this notice has been served pursuant to Minnesota Rules of Civil Procedure, Rule 77.04.

Jeffrey Thelemann, individually and
On behalf of all others similarly situated,

Plaintiff,

vs.

**ORDER DENYING
DEFENDANT’S MOTION TO
DISMISS**

Le Sueur County,

Court File No. 40-CV-20-849

Defendant.

This matter came before the Court for a motion hearing on February 11th, 2021. Given the restrictions in place due to COVID-19 pandemic, the hearing was held via Zoom. The Plaintiff was represented by his attorney, Anna P. Prakash. Defendant was represented by its attorney, Ann R. Goering. The hearing was held to address Defendant’s amended motion to dismiss. Prior to the hearing, both parties submitted written arguments.

Based upon all the files, records, and proceedings herein and the Court being duly advised in the premises makes the following:

ORDER

1. Defendant’s motion for dismiss pursuant to Minn. R. Civ. Pro. 12.02(e) is **DENIED**.
2. The attached memorandum is incorporated herein.
3. Unless otherwise modified by this Order, all previous Orders shall remain in full force and effect.

IT IS SO ORDERED.

Patrick H. Goggins
Judge of District Court

MEMORANDUM

Plaintiff, Jeffrey Thelemann, was employed with the Le Sueur County Sheriff's Department from March 1991 to June 24, 2020. In conjunction with his employment with Defendant, Le Sueur County, Plaintiff is a member of the Public Employees Retirement Association (aka PERA) and eligible to receive a pension. Throughout his employment, both Plaintiff and Defendant contributed to Plaintiff's pension.

On or about December 14, 2017 through May 28, 2018, Plaintiff went on a leave of absence as allowed under the Family and Medical Leave Act (FMLA). This leave was authorized. Plaintiff alleges Defendant did not report Plaintiff's leave to PERA until more than a year following the end of the leave. As a result, Plaintiff's salary was reduced because of and during his leave of absence. Furthermore, Defendant did not notify the Plaintiff that Plaintiff's high-five salary may be potentially impacted by the reduction of the salary. The high-five salary is based on when the employee's salary was the greatest for a consecutive 60 month period.

On or about January 17, 2020, Plaintiff met with a PERA representative to formalize plans for retirement. At this meeting, Plaintiff learned that Defendant failed to notify PERA of his FMLA leave, which in turn, impacted Plaintiff's high-five salary for retirement. Plaintiff was also never notified of his ability to purchase salary credits to make his salary whole.

Plaintiff retired on June 24, 2020. Plaintiff's high-five salary was calculated using his 2013-2017 earnings. Because Plaintiff did not purchase salary credit for 2018, it impacted his ability to use 2018 and 2019 earnings as part of his high-five salary. Plaintiff's 2019 annual earnings were his highest year of earnings. Plaintiff asserts his monthly retirement benefit is approximately \$300 less per month.

Plaintiff filed a class action complaint on October 7, 2020, alleging negligence.¹

In accordance with MINN. R. CIV. P. 12.02(e), the court must dismiss a cause of action if it fails to articulate a legally sufficient basis entitling the plaintiff to relief. A claim is legally sufficient "if it is possible on any evidence which might be produced, consistent with the pleader's theory, to grant the relief demanded." *Abel v. Abbott Nw. Hosp.*, 947 N.W.2d 58, 68 (Minn. 2020), quoting *Walsh v. U.S. Bank, N.A.*, 851 N.W.2d 598, 603 (Minn. 2014). "The reviewing court must consider only the facts alleged in the complaint, accepting those facts as true and must construe all

¹ The Court reviewed and considered the factual allegations provided in the complaint. This memorandum summarizes that factual background.

reasonable inferences in favor of the nonmoving party.” *Id.*, quoting *Bodah v. Lakeville Motor Express, Inc.*, 663 N.W.2d 550, 553 (Minn. 2003).

“[A] court should construe the complaint to allow the plaintiff’s claim to go forward unless there is no way to construe the alleged facts—and the inferences drawn from those facts—in support of the plaintiff’s claim.” *Hansen v. U. S. Bank Nat’l Ass’n*, 934 N.W.2d 319, 326 (Minn. 2019). But the Court would note a plaintiff is not required to “allege facts and every element of a cause of action.” *Abel* at 78, quoting *N. States Power Co. v. Franklin*, 265 Minn. 391, 395, 122 N.W.2d 26, 29 (1963), (“No longer is a pleader required to allege facts and every element of a cause of action. A claim is sufficient against a motion to dismiss based on Rule 12.02(5) if it is possible on any evidence which might be produced, consistent with the pleader’s theory, to grant the relief demanded.”)

“The basic elements of a negligence claim are: (1) existence of a duty of care; (2) breach of that duty; (3) proximate causation; and (4) injury. *Abel* at 77, quoting *Bjerke v. Johnson*, 742 N.W.2d 660, 664 (Minn. 2007). Plaintiff’s complaint alleges facts that would support his claim for negligence. Plaintiff’s claim must go forward. Upon review of the complaint and the arguments asserted by counsel, the Court cannot grant the Defendant’s motion to dismiss.