

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 Description	1099
No.	Account/Formula	1st Choice Security						Paid On Bhf #	On Behalf of Name	
30	20876	01-060-0000-0000-6260			73.60	Motion Det./Battery		102142	Professional Consulting	N
31	01-060-0000-0000-6260	Labor			127.50			102142	Professional Consulting	N
32	01-060-0000-0000-6260	Trip			55.00			102142	Professional Consulting	N
	20876	1st Choice Security			256.10	3 Transactions				
83	20760	Advanced Correctional Healthcare Inc.			3,057.45	Medical Services - April 21'		104784	Medical Expenses Prisoners	N
	20760	Advanced Correctional Healthcare Inc.			3,057.45	1 Transactions				
1	21749	Aerial Affinity LLC			10,000.00	Small Business Recovery Grant			COVID- 19 Expenses	G
	21749	03-968-0000-0000-6203			10,000.00	1 Transactions				
102	10509	Ag Partners Coop			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				
33	11015	Ahlman's			1,500.00	Ammo		154598	Ammunition	N
	11015	01-200-0000-0000-6450			1,500.00	1 Transactions				
84	21356	Amazon Capital Services			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				
2	21771	American Legion Post 207			10,000.00	Small Business Recovery Grant			COVID- 19 Expenses	G
	21771	03-968-0000-0000-6203			10,000.00	1 Transactions				
	21771	American Legion Post 207								
90	10253	American Solutions For Business			49.75	Mason- Envelopes		05212203	Office Supplies	N
	10253	01-200-0000-0000-6409			49.75	1 Transactions				

*** Le Sueur County ***

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Vendor No.	Vendor Name	Account/Formula	Accr	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Descripti	1099
								Paid On Bhf #	On Behalf of Name		
19952	Anderson & Skubitz PLLC	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	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	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	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	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	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.	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	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
21750	CAS Fitness LLC				10,000.00	1 Transactions					



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 Name	1099
21751	Center Stage Dance of Montgomery Inc				10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21751	Center Stage Dance of Montgomery Inc	03-968-0000-0000-6203			10,000.00	1 Transactions				
21752	Chankaska Creek Ranch and Winery LLC				10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
21752	Chankaska Creek Ranch and Winery LLC	03-968-0000-0000-6203			10,000.00	1 Transactions				
10072	Christian - Keogh - Moran & King				304.13	Midco			Utilities & Telephone	N
39	01-090-0000-0000-6250				1,275.00	Rent			Leases	I
36	01-090-0000-0000-6302				107.00	Background Ck- P.Gannon			Miscellaneous	N
40	01-090-0000-0000-6360				809.24	Lawbook Upkeep			Books, Ledgers	N
37	01-090-0000-0000-6405				119.39	Supplies			Office Supplies	N
38	01-090-0000-0000-6409				2,614.76	5 Transactions				
10072	Christian - Keogh - Moran & King									
21061	Cintas				103.65	Mat/Towels/Clothing		4075528238	Supplies- Misc. Building & Shop Suppliu	N
113	10-303-0000-0000-6490				345.47	Mat/Towels/Clothing		4076185859	Supplies- Misc. Building & Shop Suppliu	N
114	10-303-0000-0000-6490				103.65	Mat/Towels/Clothing		4076813218	Supplies- Misc. Building & Shop Suppliu	N
115	10-303-0000-0000-6490				552.77	3 Transactions				
21061	Cintas									
21783	City of Le Sueur				20,330.00	Small Business Recovery Grant			COVID-19 Expenses	G
139	03-968-0000-0000-6203				20,330.00	1 Transactions				
21783	City of Le Sueur									
21753	El Tacazo Mexican Delights				10,000.00	Small Business Recovery Grant			COVID-19 Expenses	G
8	03-968-0000-0000-6203				10,000.00	1 Transactions				
21753	El Tacazo Mexican Delights									
20598	Everbridge Inc.				9,870.00	Subscription 4/1/21- 3/31/22		M60188	Professional Consulting/Everbridge	N
41	01-280-0000-0000-6260				9,870.00	1 Transactions				
20598	Everbridge Inc.									
21773	Fischers Corner Bar Inc.									

*** Le Sueur County ***



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

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								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		Jaspers,Moriarty And Wetherille P.A.								
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

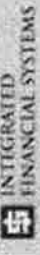
*** Le Sueur County ***

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Vendor No.	Vendor Name	Account/Formula	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Description	1099
						Paid On	Bhf #	On Behalf of	Name
21776	Kokomo Restaurant Inc.		5,000.00	1 Transactions					
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					
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					
10074	Le Center Hardware Hank		17.99	Batteries		157	Acct	Office Equipment	N
82	01-060-0000-0000-6625		256.22	Supplies		419	Acct	Repairs & Maintenance	N
47	01-110-0000-0000-6300		22.45	Batteries,Door Stops		382	Acct	COVID-19 Expenses	N
46	01-124-0000-0000-6203		6.49	Battery- 919		164	Acct	Office Supplies	N
88	01-200-0000-0000-6409		310.82	Supplies		535	Acct	Repairs & Maintenance	N
48	01-245-0110-0000-6300		44.90	Cleaning Supplies		161	Acct	Supplies-Misc. Building & Shop Suppl	N
117	10-303-0000-0000-6490		658.87	6 Transactions					
10074	Le Center Hardware Hank		46.00	Lot Combo- Mauland		124716		Miscellaneous	N
11187	Le Sueur Co Recorder		46.00	1 Transactions					
49	03-991-0000-0000-6360								
11187	Le Sueur Co Recorder								
21769	LMB Services LLC		10,000.00	Small Business Recovery Grant				COVID-19 Expenses	G
13	03-968-0000-0000-6203		10,000.00	1 Transactions					
21769	LMB Services LLC								
21122	Master Electric Company Inc.		7,299.00	Microphones- Board Rm		SD33068		Repairs & Maintenance	N
50	01-110-0000-0000-6300		7,299.00	1 Transactions					
21122	Master Electric Company Inc.								
10338	Matheson Tri- Gas, Inc.		170.07	Oxygen		FP264	Acct	Fuel & Oil	N
89	01-200-0000-0000-6415		31.57	Oxygen		FP266	Acct	Supplies-Misc. Building & Shop Suppl	N
118	10-303-0000-0000-6490		201.64	2 Transactions					
10338	Matheson Tri- Gas, Inc.								
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	Descripti	1099
97	01-110-0000-0000-6250	MEI Total Elevator Solutions			433.78	Mar 21- Elev.Service		898983	Utilities & Telephone		N
					433.78	1 Transactions					
14	21764 MKNB Inc.	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses		G
					10,000.00	1 Transactions					
51	20637 MN Critter Getter	01-200-0000-0000-6369			500.00	Monthly Service			Animal Control		N
					500.00	1 Transactions					
15	21767 Montgomery Brewing Co. LLC	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses		G
					10,000.00	1 Transactions					
16	21768 Moonshot Enterprises LLC	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses		G
					10,000.00	1 Transactions					
52	11729 Motorola Inc	01-212-0000-0000-6610			2,115.00	VESTA Services		8230314162	Equipment		N
					2,115.00	1 Transactions					
17	21759 New Prague Pie & Bread Co. LLC	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses		G
					10,000.00	1 Transactions					
53	20350 Nicollet County Attorney's Office	01-091-0000-0000-6360			93.00	State Vs E.Colon			Miscellaneous		N
					93.00	1 Transactions					
119	20079 Oamsk Enterprise LLC	10-303-0000-0000-6415			44.26	Fuel #57		506212	Supplies-Motor Fuel/Lubricants		N
					44.26	1 Transactions					
18	21760 Palace Bar LLC	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant			COVID-19 Expenses		G

*** 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	Acct	Rpt	Amount	Warrant Description	Service Dates	Invoice #	Account/Formula	Description	1099
21760	Palace Bar LLC				10,000.00	1 Transactions					
21766	Park Ballroom Inc.	03-968-0000-0000-6203			10,000.00	Small Business Recovery Grant				COVID-19 Expenses	G
21766	Park Ballroom Inc.				10,000.00	1 Transactions					
11654	Phil Mart				80.64	Fuel					
120	Phil Mart	10-303-0000-0000-6415			80.64	1 Transactions		1022868	Trans#	Supplies-Motor Fuel/Lubricants	N
21762	Physical Maintenance Inc.				5,000.00	Small Business Recovery Grant					
21762	Physical Maintenance Inc.	03-968-0000-0000-6203			5,000.00	1 Transactions				COVID-19 Expenses	G
21781	Pilot Rock				1,129.33	Garbage Bins				Repairs & Maintenance	N
122	Pilot Rock	01-525-0002-0000-6300			1,661.34	Garbage Bins		206288		Repairs & Maintenance	N
121	Pilot Rock	01-525-0004-0000-6300			564.67	Garbage Bins		206288		Repairs & Maintenance	N
123	Pilot Rock	01-525-0016-0000-6300			386.66	(2) Picnic Tables		206288		Repairs & Maintenance	N
124	Pilot Rock	01-525-0016-0000-6300			3,742.00	4 Transactions					
21754	Pizzeria 201, Inc.				10,000.00	Small Business Recovery Grant					
21	Pizzeria 201, Inc.	03-968-0000-0000-6203			10,000.00	1 Transactions				COVID-19 Expenses	G
10137	Plunkett's Inc				74.50	Pest Control				Repairs & Maintenance	N
91	Plunkett's Inc	01-250-0000-0000-6300			48.67	Monthly Service		6972416		Repairs & Maintenance	N
125	Plunkett's Inc	01-525-0004-0000-6300			123.17	2 Transactions		6960200			
10835	Ramsey County				1,685.00	Exam-Traxler				Professional Consulting	N
54	Ramsey County	01-205-0000-0000-6260			1,685.00	1 Transactions		029238			
21765	Rasmusson Holding Company				10,000.00	Small Business Recovery Grant					
22	Rasmusson Holding Company	03-968-0000-0000-6203								COVID-19 Expenses	G



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



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										
128	10-303-0000-0000-6445				214.74	Filters #82		15190668GP	Supplies-Misc. Equip. Repair/Supplies		N
18998	Titan Machinery				214.74	1 Transactions					
21755	To The Pointe Dance Academy LLC										
23	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
21755	To The Pointe Dance Academy LLC				10,000.00	1 Transactions					
10366	Todds Auto Parts, Inc.										
129	10-303-0000-0000-6445				119.92	20" Ice Blades #41/51		5150 Acct	Supplies- Misc. Equip. Repair/Supplies		N
130	10-303-0000-0000-6445				10.99	Univ.Joint		5150 Acct	Supplies- Misc. Equip. Repair/Supplies		N
10366	Todds Auto Parts, Inc.				130.91	2 Transactions					
21779	Tom's Bar Inc.										
99	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
21779	Tom's Bar Inc.				10,000.00	1 Transactions					
20237	Towmaster										
131	10-303-0000-0000-6445				65.41	Switch #41		436324	Supplies- Misc. Equip. Repair/Supplies		N
20237	Towmaster				65.41	1 Transactions					
21782	Truck Center Companies										
132	10-303-0000-0000-6445				104.44	Parts/Supplies		R201024501:01	Supplies- Misc. Equip. Repair/Supplies		N
133	10-303-0000-0000-6445				672.00	Labor		R201024501:01	Supplies- Misc. Equip. Repair/Supplies		N
21782	Truck Center Companies				776.44	2 Transactions					
21756	TWF Inc.										
24	03-968-0000-0000-6203				10,000.00	Small Business Recovery Grant			COVID- 19 Expenses		G
21756	TWF Inc.				10,000.00	1 Transactions					
17721	Twin City Filter Service Inc										
70	01-245-0110-0000-6300				122.49	Filters		0696369- IN	Repairs & Maintenance		N

**** 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 Supplis

*** 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.