

**Yellow Medicine County Board Meeting Minutes
December 16, 2008**

Chairman Louis Sherlin called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.m. with Commissioners Louis Sherlin, Gary Johnson, Jane Remiger, Dick Wambeke and Ron Antony present. Also present were County Administrator Ryan Krosch, County Attorney Keith Helgeson, Granite Falls Advocate Tribune reporter Scott Tedrick and Marshall Independent reporter Robert Wolfington.

Approve Agenda 12-16-08-01 Motion by Commissioner Wambeke and second by Commissioner Remiger to approve the agenda with the following changes: Add Hanley Falls Museum to other business; add sanding highways, County Road 19 right-of-way and sale of used equipment to the regular agenda; add November 2008 investment reports to the informational items. Motion carried with all voting in favor.

Consent Agenda 12-16-08-02 Motion by Commissioner Wambeke and second by Commissioner Remiger to approve the consent agenda items as follows: minutes of the November 25, 2008, County Board meeting; minutes of the December 4, 2008, Truth in Taxation hearing; Resolution 38-2008 – wind production tax support; Canby DAC agreement for 2009 cleaning services; Resolution 39-2008 – appointing Janice Moen to the Lincoln Pipestone Rural Water Board; appointment of Stephanie Brock to the County HRA Board with the term expiring June 15, 2011; change to fees charged by the County Sheriff's Office as presented effective January 1, 2009; appointment of Derek Daniels as a part-time non-scheduled Corrections Officer; joint powers agreement with the State of Minnesota for absentee ballot review services; 2009 Parent Support Outreach Program grant. Motion carried with all voting in favor.

Citizen Comments: None

Commissioner Reports:

Commissioner Sherlin reported on Area II. Commissioner Johnson reported on the AMC Annual Conference, RDC and MNRAAA. Commissioner Remiger reported on the AMC Annual Conference and RCRC. Commissioner Wambeke reported on PACT 4 and the Safety Committee. Commissioner Antony reported on the Workforce Council, AMC Annual Conference and Rural Energy Board.

Department Reports:

County Extension Bob Byrnes, Judith Conway, Michelle Ascheman and Virginia Wilson updated the Board on the County Extension programs and activities.

The County Attorney and Administrator reports were given.

Regular Agenda:

Highland Wind Services LLC Conditional Use Permit YM-491-08 12-16-08-03 County Planning and Zoning Administrator Randy Jacobson presented a recommendation from the Planning Commission to approve Conditional Use Permit YM-491-08 for Highland Wind Services, LLC, Canby, MN, to construct a one hundred ninety-seven foot (197') meteorological

tower in part of the northwest one-quarter (NW¼) of Section 31 in Norman Township. Lloyd Schrunk with Highland Wind Services, LLC was also present to answer any questions. There were no conditions recommended by the Planning Commission. Motion by Commissioner Johnson and second by Commissioner Antony to approve Conditional Use Permit YM-491-08 for Highland Wind Services, LLC as long as the tower meets the guidelines set forth in Section 16 – Wind Energy Conversion Systems Document. Motion carried with all voting in favor.

Notice to Enact an Amended Zoning Ordinance 12-16-08-04 Zoning Administrator Jacobson provided copies of the proposed amendments to the County Land and Related Resource Management Ordinance. Motion by Commissioner Antony and second by Commissioner Remiger that notice is hereby given pursuant to the provisions of Minn. Statute §375.51, Subd. 2, that it is the intention of the Board of Commissioners of Yellow Medicine County to enact a Land and Related Resource Management Ordinance, the subject matter and general purpose of which is as follows:

To promote the public health, safety, comfort and general welfare of the people of the County and aim toward the following goals in providing for this general purpose:

To divide the unincorporated areas of the County into zones and districts, restricting and regulating therein the location, construction, reconstruction, alteration and the uses of structures and land;

To promote the orderly development of residential, business, industrial, recreational and public areas of the County;

To provide for adequate light, air, and convenience of access to property by regulating the use of land, buildings and the bulk of structures;

To provide for the compatibility of different land uses and the most appropriate use of land throughout the County;

To conserve and protect natural resources and maintain a high standard of environmental quality;

To preserve and protect the rural character, natural landscape, and natural scenic beauty of the County;

To protect and preserve viable agricultural land;

To provide for the gradual and equitable elimination of those uses of land and structures which do not conform to the standards for the area in which they are located;

To provide for the orderly development of land through subdivision regulation;

To protect area needed for future public use from further development through official maps;

To further the appropriate use of land, and conserve and protect the natural resources of the County for present and future generations;

To provide for the enforcement of the Ordinance and to define and limit the powers and duties of the administrative officials and bodies responsible therefore.

Notice is further given that this matter will be considered by the Board of Commissioners at a meeting to be held February 24, 2009, at 1:00 p.m., in the Commissioner's Room in the Yellow Medicine County Courthouse. Motion carried with all voting in favor.

Zoning Administrator Jacobson updated the Board on the land use permits issued in 2007 and 2008.

The Board recessed for a break at 10:30 a.m.

The Board reconvened at 10:45 a.m.

2009 County Budget and Tax Levy Hearing Chairman Sherlin opened the hearing to take comments on the proposed 2009 County budget and tax levy. Administrator Krosch reviewed the proposed budget and levy with the Board. The Board discussed removing the proposed bond payment from the levy and budget for the planned Courthouse addition and delaying the project indefinitely. No public comments were provided. Commissioner Sherlin closed the hearing.

2009 Tax Levy 12-16-08-05 Motion by Commissioner Antony and second by Commissioner Wambeke to approve a 8.52% levy increase from 2008 to 2009 with the 2009 levy being set as follows:

Description	Levy
Revenue Fund	3,908,493
Road & Bridge Fund	\$1,874,740
Human Services Fund	1,816,480
Library	72,338
Tax Abatement	8,800
Water Plan	2,778
Equipment Note Principal & Interest	255,331
Jail Bond Principal & Interest	276,447
Gross Levy	8,215,407
Less County Program Aid	800,474
Net Levy	7,414,933

Motion carried with all voting in favor.

2009 Budget 12-16-08-06 Motion by Commissioner Antony and second by Commissioner Wambeke to approve the 2009 Yellow Medicine County Budget as follows:

Fund	Revenues	Expenses	Surplus (Deficit)
Revenue	5,646,114	5,724,917	(78,803)
Road & Bridge	4,649,439	4,809,341	(159,902)
Human Services	3,730,030	3,798,880	(68,850)
FUND TOTALS	14,025,583	14,333,138	(307,555)
Jail Bond	281,547	302,510	(20,963)
TOTAL BUDGET	14,307,130	14,635,648	(328,518)

Motion carried with all voting in favor.

2009 Ditch Fund Budget 12-16-08-07 The Board reviewed the 2009 Ditch Fund Budget.

Motion by Commissioner Johnson and second by Commissioner Wambeke to approve the 2009 Ditch Fund Budget with total revenues of \$213,196 and total expenditures of \$215,725. Motion carried with all voting in favor.

2009 Capital Equipment Purchases County Engineer Andy Sander and County Maintenance Supervisor Larry Stoks presented Minnesota State bids to replace a motor grader and loader. Both items are in the 2009 Highway Department capital equipment budget. Purchases would be made from the 2008 Minnesota State bid contract with payment and possession of both pieces of equipment to occur in 2009.

Motor Grader Purchase 12-16-08-08 Motion by Commissioner Antony and second by Commissioner Remiger to approve the purchase of a CAT 140M motor grader from the 2009 budget at an amount of \$99,176.00 plus tax. Motion carried with all voting in favor.

Loader Purchase 12-16-08-09 Motion by Commissioner Johnson and second by Commissioner Wambeke to approve the purchase of a CAT 950H wheel loader from the 2009 budget at an amount of \$144,934.00 plus tax. Motion carried with all voting in favor.

Reimbursement Resolution 12-16-08-10 Motion by Commissioner Remiger and second by Commissioner Antony to approve as presented Resolution 40-2008 relating to the financing of certain proposed projects (highway equipment) and establishing compliance with reimbursement bond regulations under the IRS. Motion carried with all voting in favor.

Seasonal Bids 12-16-08-11 Motion by Commissioner Johnson and second by Commissioner Wambeke set the opening date for 2009 seasonal bids as 1:00 p.m. on Tuesday, January 20, 2009, and the awarding of said bids to be set for 1:00 p.m. on Tuesday, January 27, 2009. Motion carried with all voting in favor.

2009 Non-union Salary Schedule 12-16-08-12 Motion by Commissioner Johnson and second by Commissioner Antony to approve the 2009 non-union salary schedule as presented with a 2.5% cost of living adjustment from 2008. Motion carried with all voting in favor.

2009 Commissioner Salaries 12-16-08-13 Motion by Commissioner Antony and second by Commissioner Wambeke to approve Resolution 41-2008 setting the 2009 salary of the Yellow Medicine County Commissioners as follows:

Commissioners: \$18,124 (no change from 2008 salary)

Board Chair: \$18,724 (no change from 2008 salary)

Motion carried with all voting in favor.

2009 Commissioner Per Diems 12-16-08-14 Motion by Commissioner Antony and second by Commissioner Wambeke to approve Resolution 42-2008 setting the 2009 per diem payments of the Yellow Medicine County Commissioners as follows:

\$40 per meeting (same as 2008)

\$80 for meetings lasting more than ½ day (same as 2008).

Motion carried with all voting in favor.

2009 Salary for County Sheriff, Attorney and Recorder 12-16-08-15 Motion by Commissioner Antony and second by Commissioner Wambeke to approve Resolution 43-2008

setting the 2009 salaries for the County Sheriff, Attorney and Recorder as follows:
Sheriff – Step 12, Grade 25 on the 2009 Yellow Medicine County Salary Schedule
Attorney – Step 12, Grade 28 on the 2009 Yellow Medicine County Salary Schedule
Recorder – Step 8, Grade 22 on the 2009 Yellow Medicine County Salary Schedule
Motioned carried with Commissioners Antony, Wambeke and Sherlin voting in favor and
Commissioners Remiger and Johnson voting against.

Re-appointment of County Assessor 12-16-08-16 Motion by Commissioner Antony and second by Commissioner Remiger to approve Resolution 44-2008 re-appointing Connie Erickson to a four year term as County Assessor starting January 1, 2009. Motion carried with all voting in favor.

Other Business:

Hanley Falls Museum Commissioner Remiger mentioned that the Hanley Falls Museum was planning to have the traveling Vietnam War Memorial come to Hanley Falls in 2009.

Approval of Disbursements/Review of Auditor’s Warrants 12-16-08-17 Motion by Commissioner Antony and second by Commissioner Remiger to approve the Commissioner’s Warrants for the following amounts: \$99,214.45 Revenue Fund, \$45,541.81 Road and Bridge Fund, \$75,626.14 Construction Fund, \$2,026.30 Ditch Fund; and acknowledge review of the Auditor’s warrants. Motion carried with all voting in favor.

Informational The November 2008 investment and jail reports were reviewed.

Review of Upcoming Meetings and Events The Board reviewed upcoming meetings and events.

The Board recessed for lunch at 12:02 p.m.

The Board reconvened at 1:00 p.m.

Meeting with State and Federal Legislators Representative Lyle Koenen, Andy Martin with Senator Amy Klobuchar’s office and Gerald Woodley with Senator Norm Coleman’s office met with the Board and several department heads to discuss state and federal legislative issues.

Adjourn 12-16-08-18 Motion by Commissioner Johnson and second by Commissioner Remiger to adjourn at 2:48 p.m. Motion carried with all voting in favor.

Witness:

Attest:

Louis Sherlin, Chair

Lois Bonde, Auditor/Treasurer