

**Yellow Medicine County Board Meeting Minutes  
February 24, 2009**

Chairman Gary Johnson called this regular meeting of the Yellow Medicine County Board to order at 12:00 p.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 and Granite Falls Advocate Tribune reporter Scott Tedrick.

**Approve Agenda 2-24-09-01** Motion by Commissioner Sherlin and second by Commissioner Wambeke to approve the agenda with the following additions: add advertisement for Lac qui Parle-Yellow Bank Watershed Board Manager position, resolution supporting funding for the Minnesota Valley Regional Rail Authority and a resolution setting a tax forfeited property auction date to the consent agenda; add Charles Gomber to citizen comments; add AMC District 6 Exploration Team representatives, request to advertise for highway project bids, county road right-of-ways and museum flood insurance to other business. Motion carried with all voting in favor.

**Consent Agenda 2-24-09-02** Motion by Commissioner Remiger and second by Commissioner Antony to approve the consent agenda items as follows: minutes of the February 10, 2009, County Board meeting; advertising for a Lac qui Parle-Yellow Bank Watershed Manager position; Resolution 05-2009 supporting funding for the Minnesota Valley Regional Rail Authority's rail line; Resolution 06-2009 authorizing the sale of tax forfeited land by auction and setting the auction for 10:00 a.m. on March 26, 2009, at the County Board Room; liquor, temporary 3.2 beer and consumption and display licenses as follows:

<b>Establishment</b>	<b>Type of License</b>	<b>License Period</b>
Abate of MN, WayWest Chapter	Temp 3 day 3.2 Beer	May 22-25, 2009
Canby Golf Club Inc.	Consumption & Display	April 1, 2009 - March 31, 2010
Shelley Ann Anderson d/b/a Goodfellow	On Sale Liquor Sunday Liquor	March 15, 2009 - March 14, 2010 March 15, 2009 - March 14, 2010
Berends Mgmt Inc. d/b/a Boot Leggers Supper Club	On Sale Liquor Sunday Liquor Optional Liquor 2 AM	March 15, 2009 - March 14, 2010 March 15, 2009 - March 14, 2010 March 15, 2009 - March 14, 2010
Reimer Investment LLC d/b/a Granite Run Golf Course	On Sale Liquor Sunday Liquor	March 15, 2009 - March 14, 2010 March 15, 2009 - March 14, 2010
Montevideo Country Club Inc. d/b/a The Crossing & Johnny on the Tee	On Sale Liquor Sunday Liquor	March 15, 2009 - March 14, 2010 March 15, 2009 - March 14, 2010

Contingent on receipt of application and County Attorney & Sheriff approval:

Michael Bendel & Peter Bendel d/b/a	On Sale Liquor	March 15, 2009 - March 14, 2010
Joey's Greendoor Steakhouse & Sports	Off Sale Liquor	March 15, 2009 - March 14, 2010
Bar	Sunday Liquor	March 15, 2009 - March 14, 2010

Motion carried with all voting in favor.

**Citizen Comments:** Charles Gomber from Wheaton, MN asked the Board to purchase a tax forfeited property in Hazel Run. The Board tabled the request to allow time for the property to be inspected and determine if a value should be placed on it for a tax forfeited property auction.

**Commissioner Reports:**

Commissioner Sherlin reported on the WesMN RLF. Commissioner Johnson reported on the Prairie Lakes Youth Program and Prairie 5. Commissioner Remiger reported on RCRCA, RC & D, MVRRA, Countryside Public Health and the County Museum. Commissioner Wambeke reported on Lincoln Pipestone Rural Water, Safety Committee, Emergency Management Committee and a conference call with AMC on the federal economic stimulus package. Commissioner Antony reported on Pioneerland Library and the SW Regional Radio Board.

**Department Reports:**

County Parks Director Myron Hagelstrom reviewed with the Board the capital improvement plan for the county parks.

**Regular Agenda:**

**Wind Energy Conversion Systems Resolution 2-24-09-03** Planning and Zoning Administrator Randy Jacobson presented a resolution for the assumption of large wind energy conversion systems permit authority to the County. Motion by Commissioner Remiger and second by Commissioner Antony to approve Resolution 07-2009 giving Yellow Medicine County responsibility for processing permit applications for large wind energy conversion systems within Yellow Medicine County with combined nameplates of less than 25,000 kilowatts, pursuant to Minnesota Statutes Chapter [216F.08]. Motion carried with all voting in favor.

**Land and Related Resource Management Ordinance Public Hearing** Chairman Johnson opened the public hearing at 1:00 p.m. for the proposed enactment of the revised Land and Related Resource Management Ordinance. Planning and Zoning Administrator Jacobson presented some of the major changes to the ordinance. Chairman Johnson asked for any comments from those in attendance for the hearing. No comments were provided. Chairman Johnson closed the hearing at 1:17 p.m.

**Resolution Enacting the Land and Related Resource Management Ordinance 2-24-09-04** Motion by Commissioner Antony and second by Commissioner Sherlin to adopt Resolution 08-2009 enacting the Yellow Medicine County Land and Related Resource Management Ordinance as presented and ordaining the terms therein. Motion carried with all voting in favor.

Published summary: The Yellow Medicine County Board of Commissioners has adopted an ordinance entitled: Yellow Medicine County Land and Related Resource Management Ordinance on the 24th day of February, 2009. Due to the length of said ordinance and pursuant to M.S. 375.51, said ordinance is not being published in its entirety as part of the proceedings of the meeting at which the ordinance was enacted. Instead the title and a summary of the ordinance, in accordance with M.S. 331A.01, subdivision 10, is being published as part of the proceedings. Said summary is as follows:

The County Board of Commissioners of Yellow Medicine County enacts and ordains 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.

A printed copy of the ordinance is available for inspection by any person during regular office hours at the office of the county auditor located at the Yellow Medicine County Courthouse, 415 9<sup>th</sup> Avenue, Granite Falls, MN.

**Cattle Barn Conditional Use Permit YM-492-09 2-24-09-05** Zoning Administrator Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-492-09 for Charles and Lorie Hoffman, Canby, MN; to expand their existing feedlot with the construction of a 50' x 550' confinement barn to house 500 head of feeder cattle. This site is located in part of the northwest one-quarter (NW ¼) of Section 24 in Wergeland Township T-114-N R-44-W in the Rural Preservation Management District. The Planning Commission

recommended two conditions. Zoning Administrator Jacobson recommended some additional items be added to the Planning Commission's conditions. Mr. Hoffman was also in attendance to answer questions regarding conditional use permit request. Motion by Commissioner Sherlin and second by Commissioner Antony to approve YM-492-09 for Charles and Lorie Hoffman, Canby, MN; with the following conditions:

1. Vegetative cover must be maintained on all existing open lots.
2. Two rows of trees, a minimum of 550' long, shall be planted and maintained on the north side of the proposed building and three rows of trees, a minimum of 200' long, on the west side of the building. On the north, one row shall be Aus Hybrid Willows and the other row shall be a variety that has a minimum mature height of 35'. On the west, two rows shall be Aus Hybrid Willows and one row shall be a variety that has a minimum mature height of 35'. These trees must be planted within twelve months from the start of construction.

Motion carried with all voting in favor.

The Board recessed for a break at 1:35 p.m.

The Board reconvened at 1:45 p.m.

**SW MN Private Industry Council** Juanita Lauritsen with the SW MN Private Industry Council updated the Board on the Private Industry Council and Workforce Council activities and services.

**Countryside Public Health** Liz Auch with Countryside Public Health updated the Board on public health's services.

**Prairie Country RC & D** Randy Nelson with Prairie Country RC & D updated the Board on the RC & D's projects.

**Other Business:**

**Authorization to Advertise for Bids 2-24-09-06** County Engineer Andy Sander discussed with the Board possible road construction projects in the County that could be eligible for 2009 federal stimulus funds. Motion by Commissioner Antony and second by Commissioner Sherlin to authorize the County Engineer to advertise for bids and set bid opening dates and times for road projects eligible for 2009 federal stimulus funding. Motion carried with all voting in favor.

**County Road Right-of-Way** Engineer Sander and the Board had a discussion regarding county road right-of-ways and easements.

**Museum Flood Insurance** The Board reviewed quotes for flood insurance for the museum.

**AMC Exploration Team Representatives 2-24-09-07** Motion by Commissioner Antony and second by Commissioner Remiger to appoint Commissioners Wambeke and Remiger (alternate)

and County Administrator Krosch to the AMC District 6 Exploration Team Committee. Motion carried with all voting in favor.

**Approval of Disbursements/Review of Auditor's Warrants 2-24-09-08** Motion by Commissioner Sherlin and second by Commissioner Wambeke to approve the Commissioner's Warrants for the following amounts: \$23,044.66 Revenue Fund, \$43,222.13 Road and Bridge Fund; and acknowledge review of the Auditor's warrants. Motion carried with all voting in favor.

**Informational:** The January 2009 jail, financial and investment reports were reviewed.

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

**Adjourn 2-24-09-09** Motion by Commissioner Antony and second by Commissioner Wambeke to adjourn at 3:57 p.m. Motion carried with all voting in favor.

Witness:

Attest:

  
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Gary Johnson, Chair

  
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Lois Bonde, Auditor/Treasurer