

Yellow Medicine County Board Meeting Minutes
May 24, 2011

Chairman Dick Wambeke called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.m. with Commissioners Louis Sherlin, Gary Johnson, Greg Renneke, 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 Steve Browne.

Approve Agenda 5-24-11-01 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the agenda with the following changes: add railroad crossing exempt signs to the Commissioner Reports; add Natural Resource Block Grant to the Consent Agenda; add Lisbon Township bridge removal quotes to the Regular Agenda. Motion carried with all voting in favor.

Consent Agenda 5-24-11-02 Motion by Commissioner Johnson and seconded by Commissioner Sherlin to approve the consent agenda items as follows: minutes of the May 10, 2011, County Board meeting; re-appoint Stephanie Brock to a five-year term on the County HRA Board effective June 15, 2011; extension of the Area II Joint Powers Agreement to June 30, 2012, with the County Board delegate to the Area II Board authorized to sign the extension; new and modified position classifications as presented; 3.2 off-sale beer licenses for Shandee's C-Store and Canby Golf Club, Inc. effective July 1, 2011; 3.2 on-sale beer license for the Canby Golf Club, Inc. effective July 1, 2011; 2011-2012 Minnesota Mental Health Hold Contract with Avera McKennan; Natural Resource Block Grant Final Program Allocation and Contribution Plan for fiscal year 2010. Motion carried with all voting in favor.

Citizen Comments None

Commissioners' Reports

Commissioner Sherlin reported on Area II. Commissioner Johnson reported on the Prairie Lakes Youth Program and Prairie 5. Commissioner Renneke reported on the Planning Commission and Rural Energy Board. Commissioner Wambeke reported on the Prairie Lakes Advisory Committee. Commissioner Antony reported on the MN Valley Regional Rail Authority. Commissioner Antony discussed with the Board that the MN Valley Rail Authority was looking for input on having exempt rail signs posted on certain rail crossings that have limited rail traffic so vehicles that are required to stop at crossings don't have to stop. The Board felt that exempt signs should not be installed as they would create a safety hazard at the crossings.

Human Services

Human Services Director's Report Human Services Director Peggy Heglund reviewed with the Board the April 2011 cash flow analysis, out of home placement costs, committee reports, managed care county based purchasing and a contract with Howry Residential Services, Inc.

MN Association of County Health Plans (MACHP) 5-24-11-03 Motion by Commissioner Johnson and seconded by Commissioner Antony to participate in the MACHP as non-voting members and as part of a county coalition. Motion carried with all voting in favor.

Howry Residential Services 5-24-11-04 Motion by Commissioner Sherlin and seconded by Commissioner Johnson to approve a home and community-based services agreement with Howry Residential Services, Inc. effective June 1, 2011. Motion carried with all voting in favor.

Program Education Susan Arvidson and Emily McGonigle presented information on attention deficit hyperactivity disorders and autism.

Regular Agenda

Gravel for Machinery Museum Property Administrator Krosch informed the Board that the Machinery Museum was requesting gravel for their parking lot. The board discussed the appropriations that both museums and the County Fair Board receive each year and if additional funds should be provided during the year for building and property maintenance. A majority of the Board felt that since the County owned the museums and fair grounds buildings and properties additional funds should be provided periodically for maintenance and repairs.

Bridge Removal Lisbon Township 5-24-11-05 County Engineer Andy Sander and Highway Department Maintenance Supervisor Larry Stoks presented two bids for S.A.P. 87-599-130 to have bridge L7940 removed on Lisbon Township Road T-73. Motion by Commissioner Sherlin and seconded by Commissioner Johnson to approve the low bid from Baker Brothers Construction at a cost of \$7,200.00 for S.A.P. 87-599-130. Motion carried with all voting in favor. Submitted bids are kept on file at the Granite Falls County Highway Department.

Tandem Truck Replacement 5-24-11-06 Engineer Sander presented bids from the Minnesota Cooperative Purchasing Venture competitive bidding for the replacement of tandem dump truck unit #38. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the purchase of a 7600 International 6x4 tandem truck with plow equipment and box and less trade in value of unit #38 at a cost of \$134,782.15 plus tax/title/license/fees. Motion carried with all voting in favor.

Detour for Trunk Highway 212 County Engineer Sander reviewed a detour route for a road construction project that will take place on Trunk Highway 212 near Montevideo. The detour will use Yellow Medicine County Roads 7 and 5.

The Board recessed for a break at 10:53 a.m.

The Board reconvened at 11:03 a.m.

Lincoln Pipestone Rural Water (LPRW) Update Dennis Healy with Lincoln Pipestone Rural Water presented LPRW's 2010 financial statement and gave an update on their expansion projects and water hookups. Jeff Larson with the City of Marshall Utilities joined Mr. Healy to discuss a 30-day well field pump test that will take place in July and August near Wood Lake and Hanley Falls for test wells owned by the City of Marshall and LPRW.

Conditional Use Permit YM-513-11, Arlon Johnson, Florida Township 5-24-11-07 County Planning and Zoning Director Randy Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-513-11 for Arlon Johnson, Florida Township, to construct a 60' x 600' confinement barn to house 975 head of cattle (975 animal units). Manure storage will be a manure pack on the barn floor. The site is located on approximately fifteen acres in part of the southwest one-quarter of the northwest one-quarter (SW ¼ NW ¼) of Section 9 in Florida Township T-115-N R-46-W in the Rural Preservation Management District. The Yellow Medicine County Land Use and Related Resource Management Ordinance requires a conditional use permit because this will be a new feedlot over 500 animal units. Mr. Johnson was also present at the meeting to answer any questions about his conditional use request. The Planning Commission recommended two conditions to include with the permit. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve conditional use permit YM-513-11 for Arlon Johnson with the following conditions:

1. All feed and bedding shall be stored in accordance with the guidelines set forth in Minnesota Rules Chapter 7020 and in such a manner as to prevent any runoff to waters of the State.
2. Any manure stored on this site must be stored in accordance with the manure stockpiling

guidelines set forth in Minnesota Rules Chapter 7020.

Motion carried with all voting in favor.

Conditional Use Permit YM-512-11, Mark Jacoby, Echo Township 5-24-11-08 County Planning and Zoning Director Randy Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-512-11 for Mark Jacoby, Echo Township, to construct a 101' x 192' confinement barn to house 2,400 head of finishing pigs (720 animal units). Manure storage will be a 101' x 192' x 8' concrete pit under the barn. The property is located on approximately forty acres in part of the northeast one-quarter of the southeast one-quarter of the southeast one-quarter (NE ¼ SE ¼ SE ¼) of Section 32 in Echo Township T-113-N R-38-W in the Rural Preservation Management District. The Yellow Medicine County Land Use and Related Resource Management Ordinance requires a conditional use permit because this would be a new feedlot over 500 animal units. Mr. Jacoby was also present at the meeting to answer any questions about his request. Delbert Macklenburg was present and indicated he was a neighboring property owner to the feedlot. Mr. Macklenburg didn't speak in favor or opposition to the conditional use permit request. The Planning Commission recommended five conditions to include with the permit. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve conditional use permit YM-512-11 for Mark Jacoby with the following conditions:

1. Plant and maintain two rows of fast growing trees on the south side of the building starting at the southwest corner of the barn and extending to the southeast corner; and on the west end of the barn running the entire width of the barn.
2. All dead animal disposal requirements listed in Section VII, Subdivision 9.0 A, B, C and D of the Yellow Medicine County Land Use and Related Resource Management Ordinance shall be complied with.
3. If odor emissions are deemed unacceptable by the Zoning Administrator, available technology will be utilized to address the unacceptable emission levels.
4. Will utilize available pit additives to control odor.
5. Shall notify all neighbors within a one mile radius of the feedlot and Mr. Duane Penske 24 hours prior to pumping the manure pit.

Motion carried with all voting in favor.

Ditch Legal Services 5-24-11-09 Motion by Commissioner Sherlin and seconded by Commissioner Antony to enter into an agreement with Rink & Noonan Law Firm for legal services regarding drainage matters and to approve a Ditch Fund budget amendment of \$1,400 to pay for the services. Motion carried with all voting in favor.

Farmers Coop Association Tax Abatement Request 5-24-11-10 John Meyer, representing Farmers Coop Association in Canby, was present to discuss a tax abatement request from the Coop for their fertilizer plant expansion. The Board discussed the need for an abatement and the job creation that would occur. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve Resolution #12-2011 scheduling a public hearing on the abatement of taxes pursuant to Minnesota Statutes 469.1812 through 469.1815 and that the hearing on the abatement request will be held in the Board Room in the Yellow Medicine County Courthouse on Tuesday, June 14, 2011, at 4:00 p.m. Motion carried with Commissioners Antony, Renneke and Sherlin voting in favor and Commissioners Wambeke and Johnson voting against.

Other Business None

Informational The April 2011 jail report was reviewed.

Approval of Disbursements/Review of Auditor's Warrants 5-24-11-11 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the Commissioner warrants for the following amounts:

\$71,323.88 Revenue Fund, \$8,808.65 Road and Bridge Fund, \$12,110.41 Ditch Fund, \$42,428.64 Human Services Fund; and acknowledge review of the Auditor's warrants. Motion carried with all voting in favor.

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

Adjourn 5-24-11-12 Motion by Commissioner Antony and seconded by Commissioner Renneke to adjourn at 12:08 p.m. Motion carried with all voting in favor.

Witness:

Attest:



Dick Wambeke, Chair



Lois Bonde, Auditor/Treasurer