

**Yellow Medicine County Board Meeting Minutes
May 25, 2010**

Chairperson Jane Remiger 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, Granite Falls Advocate Tribune reporter Scott Tedrick and Marshall Independent reporter Phillip Bock.

Approve Agenda 5-25-10-01 Motion by Commissioner Sherlin and seconded by Commissioner Wambeke to approve the agenda with the following changes: add EMPG planning grant and RCRCA loan agreement extension to the consent agenda. Motion carried with all voting in favor.

Consent Agenda 5-25-10-02 Motion by Commissioner Johnson and seconded by Commissioner Antony to approve the consent agenda items as follows: minutes of the May 11, 2010, County Board meeting; right-of-way payments for road projects S.A.P. 87-605-12 and 87-617-13 as presented; reappointment of Cheryl Kack to the County HRA Board for a five-year term starting June 15, 2010; Revenue Fund budget amendment requests totaling \$5,282 in revenues and \$9,932 in expenses; Resolution 12-2010 authorizing the Auditor-Treasurer to establish an absentee ballot board; fireworks display permits for Jim Fischer to display fireworks at the Ray Fagen Memorial Air Show at the Granite Falls Airport on June 19, 2010, and the 4th of July Celebration at Prairie's Edge Casino & Resort on July 3, 2010; 2010 emergency management performance grant with the Minnesota Department of Public Safety; Resolution 13-2010 entering into amendment #1 to the Minnesota Clean Water Partnership project implementation loan agreement #SRF0168 with the State of Minnesota – MPCA. Motion carried with all voting in favor.

Citizen Comments None

Commissioner Reports

Commissioner Sherlin reported on the AMC district meeting and RDC revolving loan fund. Commissioner Johnson reported on the AMC district meeting, Highway 59 update, Prairie Lakes Youth Program and Prairie Five. Commissioner Remiger reported on the Rural Minnesota Energy Board, AMC district meeting, Hanley Falls Night Out meeting, County Historical Society, RCRCA, Minnesota Valley Regional Railroad and Countryside Public Health. Commissioner Wambeke reported on the Prairie Lakes Youth Program Advisory Committee and the AMC district meeting. Commissioner Antony reported on the Prairie Lakes Youth Program Advisory Committee and Pioneerland Library Board.

Department Reports

County Highway Department

Approve Bid for S.A.P. 87-599-120 and 87-599-121 5-25-10-03 County Engineer Andy Sander presented six bids for bridge replacements in Section 4 of Normania Township and Section 14 of Swede Prairie Township. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the low bid of \$257,174.00 submitted by R & G Construction Company for S.A.P. 87-599-120 and 87-599-121. Motion carried with all voting in favor. Bids are on file at the Granite Falls County Highway Department Office.

Approve Bid for S.A.P. 87-618-21 5-25-10-04 County Engineer Sander presented six bids for bridge repair on CSAH 18 west of Minnesota TH 67. Motion by Commissioner Wambeke and seconded by Commissioner Antony to approve the low bid of \$44,782.01 submitted by Pugh Brothers Excavating, Inc. for S.A.P. 87-618-21. Motion carried with all voting in favor. Bids are on file at the Granite Falls County Highway Department Office.

Highway Department Update County Engineer Sander gave an update on the road construction and maintenance projects being completed by the Highway Department.

Countryside Public Health Update Countryside Public Health Director Liz Auch gave an update on Countryside Public Health's programs and services.

The Board recessed for a break at 1:20 p.m.

The Board reconvened at 1:30 p.m.

Regular Agenda

Conditional Use Permit Request YM-501-10 for Jon Busack, Echo Township 5-25-10-05 County Planning and Zoning Director Randy Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-501-10 for Jon Busack, Echo, to construct a 51' x 400' confinement barn to house 2,400 finishing pigs. Manure storage will be a 51' x 400' x 8' reinforced concrete pit under the building. The site is located in the Rural Preservation Management District part of the north one-half of the northeast one-quarter (N½ NE¼) of Section 6 in Echo Township T-113-N R-38-W. A conditional use permit is required because this would be an expansion of an existing feedlot to over 500 animal units. The Planning Commission also recommended three conditions to include with the permit. Mr. Busack was in attendance to answer questions regarding his request. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve conditional use permit YM-501-10 for Jon Busack with the following conditions:

1. Plant and maintain two rows of fast growing trees and one row of long lived trees on the north side of the barn extending to the permitted setbacks of the property line to the east.
2. If odor emissions exceed permitted levels determined by MPCA guidelines, at any other time than pump out time, existing technology, starting with the most cost effective, must be used to eliminate the unacceptable emission levels.
3. Additives will be used to control odor.

Motion carried with all voting in favor.

Conditional Use Permit Request YM-499-10 for Stevens Farms, LLP, Sandnes Township 5-25-10-06 Before discussion started, Chairperson Remiger announced a conflict of interest with this conditional use permit request due to a family relationship she has with the permit requester. Chairperson Remiger abstained from the discussion and vote on this request. Vice Chair Wambeke took over the duties of Board Chair for this request. Planning and Zoning Director Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-499-10 for Stevens Farms, LLP, Hanley Falls, to construct an 80' x 102' nursery barn to house 2,200 head of nursery pigs. Manure storage will be an 80' x 102' x 8' concrete pit under the building. The site is located in the Rural Preservation Management District part of the northwest one-quarter of the southeast one-quarter (NW¼ SE¼) of Section 8 in Sandnes Township T-114-N R-40-W. A conditional use permit is required because this would be an expansion of an existing feedlot to over 500 animal units and the site is located within one-half mile of a neighboring dwelling(s). The Planning Commission also recommended eight conditions to include with the permit. Dan and Robert Stevens were in attendance to answer questions regarding their request. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve conditional use permit YM-499-10 for Stevens Farms, LLP with the following conditions:

1. All liquid manure shall be injected – no exceptions.
2. Manure testing and soil analysis shall be completed annually. Manure application shall not exceed agronomic rates and records shall be provided to the Planning and Zoning Office.
3. All dead animal disposal requirements as listed in Section VII, subdivision 9.0 A, B, C and D of the

Yellow Medicine County Land Use and Related Resource Management Ordinance, adopted February 24, 2009, shall be complied with.

4. If odor emissions exceed permitted levels at any time, other than pump out time, all existing technology, if cost feasible, must be used to eliminate the unacceptable emission levels.
5. Yearly inspections will be conducted by the County Feedlot Officer and a member of the Planning Commission.
6. If after beginning of the third growing season, more than 30% of the trees have failed to survive, applicant shall build a ten foot solid fence on the south and east sides of site.
7. Plant and maintain two rows of fast growing trees to encompass the new building on the south and east sides within one year of the start of construction.
8. Will utilize available pit additives to control odor.

Motion carried with Commissioners Antony, Wambeke, Johnson and Sherlin voting in favor. Commissioner Remiger abstained.

Conditional Use Permit Request YM-502-10 for Tim Hempel, Stony Run East Township 5-25-10-07
Planning and Zoning Director Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-502-10 for Tim Hempel, Granite Falls, to operate a dog boarding and grooming business in the Rural Preservation Management District. The site is located in part of the southwest one-quarter of the southwest one-quarter (SW¼ SW¼) of Section 30 in Stony Run East Township T-116-N R-39-W. The Yellow Medicine County Land Use and Related Resource Management Ordinance requires a Conditional Use permit to operate a business in the Rural Preservation Management District. The Planning Commission also recommended two conditions. Motion by Commissioner Johnson and seconded by Commissioner Sherlin to approve conditional use permit YM-502-10 for Tim Hempel with the following conditions:

1. If the owner wishes to expand the business to more than the 20 animals permitted for, the owner must contact the Zoning Administrator.
2. Because this business is located in the Rural Preservation Management District, the owner/operator will at all times be tolerant of agricultural activities in the surrounding area.

Motion carried with all voting in favor.

LQP-YB Watershed Trudy Hastad and Willis Beecher with the Lac qui Parle-Yellow Bank Watershed updated the Board on the Watershed's activities and Stone Hill Park. Ms. Hastad asked the Board to again consider providing funding for Stone Hill Park in 2011.

Other Business None

Informational None

Approval of Disbursements/Review of Auditor's Warrants 5-25-10-08 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the Commissioner's warrants for the following amounts: \$17,666.59 Revenue Fund, \$40,483.39 Road and Bridge Fund, \$2,923.20 Ditch 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 5-25-10-09 Motion by Commissioner Sherlin and seconded by Commissioner Wambeke to adjourn at 2:08 p.m. Motion carried with all voting in favor.

Witness:

Attest:



Jane Remiger, Chair



Lois Bonde, Auditor/Treasurer