

## Yellow Medicine County Board Minutes

June 14, 2005

Chairman Lynn Anderson called this regular meeting to order at 9:03 a.m. with Commissioners Gary Johnson, Louis Sherlin, and Ron Antony present. Administrator John Chattin was also present. Commissioner Jane Remiger, Dick Jepson of the Granite Falls Advocate Tribune, and Robert Wolfington of the Marshall Independent all arrived shortly after the meeting started.

**06-14-05-01** Motion by Mr. Sherlin and second by Mr. Antony to approve the agenda with the addition of a Canby Fire Department Gambling Resolution to the consent agenda and appointment of 3, not 2, Commissioners for the JD #23 Public Hearing Board. Carried.

**06-14-05-02** Motion by Mr. Antony and second by Mr. Johnson to approve the consent agenda consisting of: the May 24, 2005 regular meeting minutes; a Technical Support reallocation request; nomination of Larry Stoks to serve as the Board's representative to the Southwest Minnesota Emergency Medical Service Corporation Board of Directors; and the following three resolutions:

**1.** WHEREAS, The Yellow Medicine County Board of Commissioners has been notified by the Minnesota Board of Water and Soil Resources that the Yellow Medicine County Comprehensive Local Water Management Plan has been approved according to Minnesota Statutes Chapter 103B.301:

NOW, THEREFORE BE IT RESOLVED, that the Yellow Medicine County Board of Commissioners hereby adopts and will begin implementation of its approved comprehensive water plan; and

BE IT FURTHER RESOLVED, that after the adoption of the local comprehensive water management plan, the Yellow Medicine County Board shall amend existing water and related land resources plans and official controls as necessary to conform them to the applicable and approved comprehensive water plan; and

BE IT FURTHER RESOLVED, that after the adoption of the local comprehensive water management plan, Yellow Medicine County shall notify local units of government within the County of the adoption of the plan or amendments to the plan. The local units of government are required to submit existing water and related land resources plans and official controls within 90 days to the county board for review; and

BE IT FURTHER RESOLVED, that within 180 days, the Yellow Medicine County Board shall review the submitted plans and official controls and identify any inconsistencies between the local plans and official controls and local comprehensive water management plan. The Yellow Medicine County Board shall specify applicable and necessary measures to bring the local plans and official controls into conformance with the local comprehensive water management plan; and

BE IT FURTHER RESOLVED, that if a local unit of government disagrees with any changes to its plan, the local unit has 60 days after receiving the county's recommendations to appeal the recommendations to the Board of Water and Soil Resources; and

BE IT FINALLY RESOLVED, that after receiving the recommendations of the Yellow Medicine County Board, or a resolution of an appeal, a local unit of government has 180 days to initiate revisions to its plan or official controls. The new or revised plans and official controls must be submitted to the Yellow Medicine County Board for review

and recommendations.

2. Be it Resolved, that Yellow Medicine County act as legal sponsor for an application for funding to the State of Minnesota Department of Natural Resources for maintenance of snowmobile trails managed by the Snowdrifters of Montevideo; and

Be it Further Resolved, that upon approval of its application by the State, Yellow Medicine County may enter into an agreement with the State of Minnesota for the above referenced project and that it will comply with all applicable laws and regulation as stated in the agreement; and

Be it Further Resolved, that the Chairperson of the Board is authorized to sign such an agreement with the Department of Natural resources for 2005; and

Be it Finally Resolved, that Yellow Medicine County will act as legal sponsor for snowmobile trails in the counties of Yellow Medicine, Lac qui Parle, and Chippewa and that County Auditor/Treasurer Carolyn Sherlin will serve as fiscal agent for the above project.

3. Whereas, the Canby Fire Department Relief Association has applied to the Minnesota Gambling Control Board for a premises permit to conduct lawful gambling at the Canby Golf Club located in the County of Yellow Medicine; and

Whereas, local approval of the application is required before such permit can be issued;

Now, therefore, be it resolved by the Yellow Medicine County Board of Commissioners that the premises permit of the Canby Fire Department Relief Association to conduct lawful gambling at the Canby Golf Club is hereby approved.

Carried.

Mr. Sherlin reported on Area II Minnesota River Basin Projects and Western Minnesota Prairie Waters. Mr. Johnson attended a Prairie Five CAC Nutrition meeting, a Safe Communities Coalition meeting, Prairie Five CAC, Western Minnesota Prairie Waters, Region 6W Community Corrections, and the AMC District meeting. Ms. Remiger discussed Prairie Country RC&D, Dakota History Day, and Finance Committee meetings.

John Houlahan, Pioneerland Library System Director, reviewed their library automation system funding proposal. They are requesting \$3,269 that could be split over two years and would not affect the County's maintenance of effort. The Board directed that the \$3,269 be part of the 2006 preliminary budget.

Mr. Antony reviewed the Cooperative Efforts Committee meeting. Mr. Anderson noted that the meetings he attended had already been covered.

**06-14-05-03** Motion by Mr. Antony and second by Ms. Remiger to open the public hearing on a proposed property tax abatement at 10:00 a.m. Carried.

This public hearing was called to consider an abatement for Kevin Wald that would allow abatement of real estate taxes payable from 2006 through 2015 on his SpecSys, Inc. building in Granite Falls or until a total of \$90,000 had been abated. Les Bergquist and Alan Watkins, both from the Yellow Medicine County Bank, were present to speak in favor of the abatement. There was some discussion on the agreement. No other citizens were present to speak on the subsidy.

Mr. Anderson closed the public hearing at 10:16 a.m. and reconvened the Board meeting.

**06-14-05-04** Motion by Mr. Sherlin and second by Mr. Antony to approve the Wald abatement agreement as presented. Carried.

**06-14-05-05** Motion by Ms. Remiger and second by Mr. Sherlin to appoint Mr. Antony, Mr. Anderson, and Mr. Johnson to the JD #23 Hearing Board. Carried.

Mavis Gustafson, Minnesota Machinery Museum Director, presented their 2004 Annual Report and discussed their upcoming 25<sup>th</sup> Anniversary Celebration, grant opportunities involving County sponsorship, and their 25<sup>th</sup> Anniversary book.

Randy Jacobson, Planning and Zoning Administrator, presented a conditional use permit (CUP) application from Brent Padfield, who was also present. He was requesting a second non-farm dwelling on their farm site.

**06-14-05-06** Motion by Mr. Antony and second by Mr. Sherlin to approve the Padfield CUP with the following conditions:

1. Mr. Padfield will send the title for the existing Type I Mobile Home to the appropriate state department within 6 months and the aforementioned structure shall be reclassified as a storage shed.
2. The existing third home on this site shall be converted to a storage shed within two years. The County Zoning Administrator will inspect the site to ensure compliance.

Carried.

Jerel Enstad was present to support his application to operate a gravel pit in a Rural Preservation Management District. Babe Gatchell, a neighbor to the pit, presented some of his concerns including additional chloride application areas.

**06-14-05-07** Motion by Mr. Sherlin and second by Ms. Remiger to approve the Enstad CUP with the following conditions:

1. Applicant shall submit and follow a reclamation plan that has been approved by the Yellow Medicine County Zoning Administrator sixty (60) days after approval of the permit.
2. All pit walls shall be reclaimed to a 4:1 ratio or less.
3. Hours of operation shall be from 7 a.m. to 7 p.m. Monday through Friday and 8 a.m. to 5 p.m. on Saturday with no hauling on Sunday.
4. Designated haul road is to be west on 306<sup>th</sup> Avenue and the applicant shall be responsible for damage done to township roads as determined by the Stony Run Township Board.
5. Calcium chloride shall be applied each year, twice during the hauling season, to control dust with one application at the beginning of the hauling season and a second application in mid-season, working with the cooperation of the Stony Run Township Board, using the Yellow Medicine County Highway Department's recommended rate. A 400' by the width of the road application shall be applied at the following locations on 306<sup>th</sup> Avenue:
  - A. In front of the Tom Aus residence (exact location to be determined by Mr. Aus).
  - B. In front of the Jim Nedrud residence (exact location to be determined by Mr. Nedrud).
  - C. The last 400' on the north end of the minimum maintenance road (522<sup>nd</sup> Street).
  - D. A 600' by the width of the road application shall be made in front of the Babe Gatchell residence (exact location to be determined by Mr. Gatchell). (If hauling is done to the east)

- E. South of the Carl Aus residence (exact location to be determined by Mr. Aus).
6. Shall follow the recommendation of MN DOT not to use the access road south (522<sup>nd</sup> Street) to Highway 212 as per letter dated May 17, 2005.

Carried.

Mr. Enstad also thanked the Board for their financial assistance, through Pact 4, of the Families Matter...Just Imagine program.

**06-14-05-08** Motion by Mr. Sherlin and second by Mr. Johnson to approve a contract with UMVRDC for GIS services for a 2 year period commencing July 1, 2005 at \$12,000 per year and approval of an additional appropriation request of \$6,000 to cover the 2005 costs. Carried.

The intersection of CSAH 15 and State Highway 68 was discussed. A second fatal accident recently occurred there and Mr. Antony asked for some discussion on possible safety fixes. Larry Stoks, Highway General Foreman, noted that rumbles strips, "Stop Ahead" signage, and stop signs all meet standards at the intersection.

**06-14-05-09** Motion by Mr. Johnson and second by Ms. Remiger to contract with Computer Professional Unlimited for AS400 services beginning August 1, 2005, instead of having an in-house AS400. Carried.

**06-14-05-10** Motion by Mr. Johnson and second by Mr. Antony to adopt Policy 405 – Accounts Receivable Collection as presented. Carried.

**06-14-05-11** Motion by Mr. Johnson and second by Mr. Antony to approve Commissioner's Warrants as presented totaling \$159,476.12 and acknowledge review of Auditor's Warrants totaling \$817,179.93. Carried.

A request from the Southwest Minnesota Arts and Humanities Council for funds will be considered in the 2006 budget.

Several correspondence items were shared.

**06-14-05-12** Motion by Ms. Remiger and second by Mr. Antony to increase the County's annual contribution to the Southwest Regional Solid Waste Commission from \$400 to \$550 to cover increased errors and omissions insurance costs. Carried.

Mr. Anderson adjourned the meeting at 12:15 p.m.

Witness:

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Lynn Anderson, Chairman

Attest:

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Carolyn Sherlin, Auditor/Treasurer