

**Yellow Medicine County Board Meeting Minutes**  
**June 26, 2012**

Chairman Gary Johnson called this regular meeting of the Yellow Medicine County Board to order at 3:00 p.m. with Commissioners Gary Johnson, Louis Sherlin, Ron Antony and Greg Renneke present. Also present were County Attorney Keith Helgeson, County Administrator Ryan Krosch, Finance & Administration Deputy Tegan Laleman, Granite Falls Advocate Tribune reporter Scott Tedrick and Marshall Independent reporter Steve Browne.

**Approve Agenda 06-26-12-01** Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the agenda with the following changes: add Restorative Justice services agreement with Chippewa County and Revenue Fund budget amendment to the consent agenda. Motion carried with all voting in favor.

**Consent Agenda 06-26-12-02** Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the consent agenda items as follows: June 12, 2012, County Board meeting minutes; tobacco license effective July 1, 2012 for the Hanley Falls Municipal Liquor Store; SAP 87-607-10 (CSAH 7 bridge replacement) grant Resolution #26-2012; Restorative Justice services agreement with Chippewa County; Revenue Fund budget amendment of \$27,144 in revenue and expenditures for septic loans. Motion carried with all voting in favor.

**Department/Program Updates**

Dennis Healy, Mitch Kling and Norris Peterson were present from Lincoln Pipestone Rural Water to discuss the Lincoln Pipestone Rural Water 2012 update. They also reviewed the Auditor's report for yearend December 31, 2011.

**Regular Agenda**

**Conditional Use Permit Request YM-533-12, Marshall Meier 06-26-12-03** County Planning & Zoning Director Randy Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-533-12 for Marshall Meier, Belview, MN; to construct a 66' x 483' confinement barn to house 995 head of cattle (995 animal units). Manure storage will be in a 66' x 483' x 12' reinforced concrete pit under the barn. The site is located in part of the north one-half of the southwest one-quarter of the southwest one-quarter (N ½ SW ¼ SW ¼) of section 35 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 for a new feedlot over 500 animal units. Access to the site will be a new driveway off of the township road. The Planning Commission recommended seven conditions to include with the permit. Mr. Meier was present to answer questions about the request. Also present were several neighboring property owners who spoke in opposition to the confinement barn being constructed because of concerns about odor, impact to the township road, decreased property values and having to look at a large cattle barn from their property. County Assessor Erickson addressed the property value concerns stating she has no property sale data that shows feedlots have an impact on property sales. Zoning Administrator Jacobson stated several of the conditions addressed odor including requiring the use of manure pit additives. Zoning Administrator Jacobson also stated the conditional use request met all of the County's zoning ordinance requirements including the ½ mile setback from dwellings. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve conditional use permit YM-533-12 for Marshall

Meier with the following conditions:

1. Plant and maintain 2 rows of fast growing trees on the north side of the barn extending west from the existing grove to the required setback from the right-of-way of the Township Road.
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. Applicant shall notify the Yellow Medicine County Zoning Office 24 hours prior to pumping of the pit and spreading on manure.
4. Applicant shall obtain a DNR Water Appropriations Permit.
5. Applicant shall consult with the Yellow Medicine County Feedlot Officer prior to any modifications to this feedlot facility.
6. Pit additives shall be used to control odor.
7. Fly control shall be used if flies are deemed a nuisance by the Yellow Medicine County Feedlot Officer.

Motion carried with all voting in favor.

**Closed Meeting – Property Tax Court Petition 06-26-12-04** Motion by Commissioner Sherlin and seconded by Commissioner Antony to close the public meeting at 4:14 p.m. as permitted by Minnesota Statute 13D.05 for attorney-client privilege to discuss a property tax court petition from Stephan and Sheila Emery. Motion carried with all voting in favor. County Assessor Connie Erickson and County Attorney Keith Helgeson joined the Board, Administrator Krosch and Finance & Administration Deputy Laleman for the closed session.

**06-26-12-05** Motion by Commissioner Sherlin and seconded by Commissioner Antony to reopen the regular County Board meeting at 4:30 p.m. Motion carried with all voting in favor.

**Property Tax Court Petition 06-26-12-06** Motion by Commissioner Sherlin and seconded by Commissioner Antony authorize Attorney Helgeson and Assessor Erickson to sign the tax court stipulation as presented stating the following:

1. The terms of this stipulation shall be binding upon both parties if the Tax Court accepts the terms and conditions of the stipulation as it affects the assessment dates of January 2, 2011. If the Court fails to approve the same, then the stipulation shall be void and both parties shall have all rights and defenses as if the stipulation was not executed.

2. Petitioners, Stephen and Sheila Emery, properly served and filed the petition in the above-matters, and the Court has jurisdiction of the same.

3. The Petitioners have sufficient interest in the property described in the petition as Tax Parcel Identification Number 17-233-3011. The property is located in Stony Run Township, Yellow Medicine County, Minnesota.

4. The parties agree that the total estimated market value of the property for assessment date January 2, 2011 (for taxes payable 2012) shall be \$239,500, with \$36,000 allocated for land and

\$203,500 allocated for buildings.

5. The taxes for assessment year 2011 shall be recomputed, as applicable, and any overpayment made for that year, including statutory interest accrued by law, shall be remitted to the Petitioners.

6. The parties agree that Respondent shall pay Petitioners' costs of \$320.

Motion carried with all voting in favor.

The board recessed for break at 4:32 p.m.

The board reconvened at 4:37 p.m.

#### **Human Services**

**Southern Prairie Healthcare Purchasing Alliance Joint Powers Agreement 06-26-12-07** Family Services Director Peggy Heglund updated the Board on the Southern Prairie Healthcare Purchasing Alliance Joint Powers Agreement. Motion by Commissioner Antony and seconded by Commissioner Renneke to approve Resolution #27-2012 stating the Yellow Medicine County Board of Commissioners hereby authorizes execution of the joint powers agreement establishing the joint powers entity called the Southern Prairie Health Purchasing Alliance. Motion carried with all voting in favor.

Director Heglund also reviewed the Child Maltreatment Assessments. Rae Ann Keeler-Aus discussed an Adult Foster Care home in Granite Falls.

**Out-of-State Travel Request 06-26-12-08** Restorative Justice Coordinator Sharon Hendrichs requested to attend a grant funded training in Nashville, TN. The grant funding would come from the County's Chemical Health Coalition grant. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the out-of-state travel request. Motion carried with all voting in favor.

**Citizen Comments** None

**Commissioners' Report** Commissioner Sherlin reported on Western Mental Health. Commissioner Johnson reported on the Extension Committee, Area Transportation Partnership, Prairie Lakes Detention Center Board, Prairie Five Community Action and the MN Falls Dam. Commissioner Renneke reported on County Road 2 and the Planning Commission. Commissioner Antony reported on the Pioneerland Library System Board and Minnesota Valley Regional Railroad Authority.

**Other Business** None

**Informational** The Board reviewed the notice of application filed by the Upper Sioux Community to have property accepted in trust status. The Board also reviewed the May 2012 jail and investment reports.

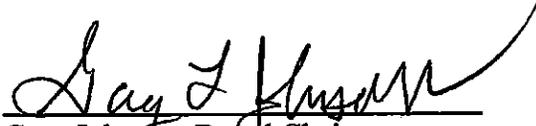
**Approval of Disbursements/Review of Auditor's Warrants 06-26-12-07** Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the Commissioner warrants for the following amounts: \$56,418.00 Road & Bridge Fund, \$4,948.00 Ditch Fund, \$64,646.96 Revenue Fund, \$66,646.40 Human Services Fund; and acknowledge review of the Auditor's warrants. Motion carried with all voting in favor.

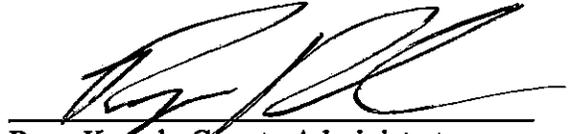
**Review of Upcoming Meetings and Events** The Board reviewed upcoming meetings and events.

**Adjourn 06-26-12-08** Motion by Commissioner Sherlin and seconded by Commissioner Antony to adjourn at 5:37 p.m. Motion carried with all voting in favor.

Witness:

Attest:

  
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Gary Johnson, Board Chair

  
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Ryan Krosch, County Administrator

**Yellow Medicine County Board of Appeal and Equalization Minutes  
June 26, 2012**

County Board Chair Gary Johnson called this Board of Appeal and Equalization meeting to order at 7:00 p.m. with the following Board of Equalization members present: County Commissioners Ron Antony, Greg Renneke, Gary Johnson and Louis Sherlin; Property and Public Services Director (Auditor/ Treasurer) Janel Timm. Also present were County Administrator Ryan Krosch, County Assessor Connie Erickson and County Attorney Keith Helgeson.

**Oath** The County Commissioners and Property and Public Services Director (Auditor/ Treasurer) Janel Timm each took an oath to fairly and impartially perform their duties as a member of the Board of Appeal and Equalization.

**Agenda 06-26-12-01** Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the agenda as presented. Motion carried with all voting in favor.

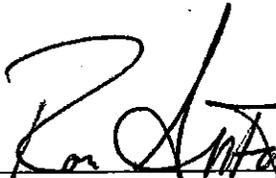
**Appeals and Equalization Course Certification** The members were each asked to sign a certification acknowledging who has attended the mandatory appeals and equalization course training. County Commissioner Ron Antony and Property and Public Services Director (Auditor/ Treasurer) Janel Timm certified their completion of the training.

**Parcel #10-022-3010, Doug & Kathryn Sik, Norman Township 06-26-12-02** County Assessor Erickson informed the Board that Doug and Kathryn Sik were requesting a valuation reduction on a new home they built on tax parcel #10-022-3010. County Assessor Erickson provided the Board with information she obtained from a complete interior/exterior inspection she completed on the Siks' entire property. County Assessor Erickson stated the inspection resulted in some minor valuation changes and two primary changes. The primary changes were changing a full one story/garage space to a bonus room with considerably less square footage and changing the basement finish from "good" to "similar to first floor finish". Based on her inspection of the property, County Assessor Erickson was recommending the 2012 market value be reduced from \$373,600 to \$347,500. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve a \$26,100 reduction in the 2012 estimated market value of parcel #10-022-3010 owned by Doug and Kathryn Sik to a new estimated market value of \$347,500. Motion carried with all voting in favor.

**Adjourn 06-26-12-03** Motion by Commissioner Sherlin and seconded by Commissioner Renneke to adjourn at 7:09 p.m. Motion carried with all voting in favor.

Witness:

Date:

  
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Ron Antony, County Commissioner

June 26, 2012  
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Gary Johnson, County Commissioner

June 26, 2012  
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Louis Sherlin, County Commissioner

June 26, 2012  
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Greg Renneke, County Commissioner

June 26, 2012  
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Janel Timm, Property & Public Services Director  
(Auditor/Treasurer)

June 26, 2012  
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