

Yellow Medicine County Board Meeting Minutes
May 22, 2012

Chairman Gary Johnson called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.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, Marshall Independent reporter Steve Browne and Granite Falls Advocate Tribune reporter Eric Monson.

Approve Agenda 05-22-12-01 Motion by Commissioner Antony and seconded by Commissioner Renneke to approve the agenda with the following changes: add hiring of PT Office Support Specialist Karen Hodges, letter commenting on removal of the MN Falls Dam and Resolution #22-2012 Protecting North and South Fork Yellow Bank River Project to the Consent Agenda. Motion carried with all voting in favor.

Consent Agenda 05-22-12-02 Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the consent agenda items as follows: May 8, 2012 County Board Meeting minutes; hiring of PT Office Support Specialist Karen Hodges; letter commenting on the removal of the MN Falls Dam; Resolution #22-2012 Protecting North and South Fork Yellow Bank River Project. Motion carried with all voting in favor.

Citizen Comments None

Commissioners' Report Commissioner Sherlin reported on the Western Minnesota Revolving Loan Fund and Countryside Public Health. Commissioner Johnson reported on the Clarkfield City Council/EDA/School Board meeting, Restorative Justice Advisory Committee and Prairie Lakes Detention Center Board. Commissioner Renneke reported on the Planning Commission. Commissioner Antony reported on Southern Prairie Healthcare Planning Alliance, Pioneerland Library System Board and Minnesota Valley Regional Railroad Authority.

Human Services

Food Shelf Coordinator Linda Bukowski discussed the Food Shelf participation rates and donations for 2011.

Human Services Director Peggy Heglund discussed the audits with Blue Cross Blue Shield for the MSHO Program and DHS for Income Maintenance. She also updated the Board on the Summer Youth Employment Program.

Southern Prairie Health Purchasing Alliance 05-22-12-03 Human Services Director Heglund discussed the options for funding the Southern Prairie Health Purchasing Alliance. She requested \$24,393 for costs required for the Southern Prairie Health Purchasing Alliance from May-December 2012. Motion by Commissioner Antony and seconded by Commissioner Renneke to approve a budget amendment and appropriation of \$24,393 to the Southern Prairie Health Purchasing Alliance. Motion carried with Commissioners Renneke, Johnson and Antony voting in favor and Commissioner Sherlin voting against.

Human Services Director Heglund and Administrator Krosch discussed planting a tree in memory of past County Commissioner Dick Wambeke.

The Board recessed for break at 10:14 a.m.

The Board reconvened at 10:46 a.m.

Department/Program Updates

County Engineer Andy Sander discussed the summer 2012 Road & Bridge construction project update.

Regular Agenda

County Ditch #9 Branch M Tile Line Bids 05-22-12-04 County Ditch Inspector Chris Balfany presented two bids for a County Ditch #9 Branch M tile project. Motion by Commissioner Antony and seconded by Commissioner Renneke to accept the bid from K&K Tiling, Inc. at a cost of \$130,645.50. Motion carried with all voting in favor.

Conditional Use Permit Request YM-526-12, Fagen Fighters WWII Museum LLC 05-22-12-05 County Planning & Zoning Director Randy Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-526-12 for Fagen Fighters WWII Museum LLC, Granite Falls, MN; to rezone a 10.29 acre tract of land from Rural Preservation Management District to Industry District. The site is located in part of the southeast one-quarter of the northeast one-quarter (SE ¼ NE ¼) of Section 20 in Minnesota Falls Township T-115-N R-39-W. Jacobson stated that MnDOT will not allow the sign to be built unless the parcel is zoned industrial. The Planning Commission recommended one condition to include with the permit. Mr. Dave Plagge was also present to answer questions about the request. Motion by Commissioner Sherlin and seconded by Commissioner Renneke to approve conditional use request YM-526-12 for Fagen Fighters WWII Museum LLC with the following condition:

1. Direct access to this property from State Highway #23 will not be allowed.

Motion carried with all voting in favor.

Conditional Use Permit Request YM-528-12 Luke and Jarett Berg 05-22-12-06 County Planning & Zoning Director Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-528-12 for Luke and Jarett Berg, Clarkfield, MN; to construct a 102' x 196' confinement barn to house 2,400 head of swine (720 animal units). Manure storage will be in a 102' x 196' x 8' reinforced concrete pit under the barn. The site is located in part of the northeast one-quarter of the northwest one-quarter of the northwest one-quarter (NE ¼ NW ¼ NW ¼) of Section 32 in Friendship Township T-115-N R-41-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. There is one building site/residence within one-half mile, and the Bergs have already applied for a variance regarding that issue. The Planning Commission recommended five conditions to include with the permit. Mr. Luke Berg was also present to answer questions about the request. Motion by Commissioner Antony and seconded by Commissioner Renneke to approve conditional use permit YM-528-12 for Luke & Jarrett Berg with the following conditions:

1. Plant and maintain two rows of fast growing trees on the south side of the barn extending west from the existing grove to the west end of the barn, and maintain the grove on the east side of the barn.
2. Pit additives shall be used to control odor if deemed a nuisance.
3. 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.
4. Owners of the proposed barn shall provide the Yellow Medicine County Zoning Office proof of ownership of a minimum of 10 acres on which the barn will be located, as required by the Yellow Medicine County Land Use and Related Resource Management Ordinance Section VII Subdivision 4.0 H.
5. Applicants shall notify the Yellow Medicine County Zoning Office 24 hours prior to pumping of the pit and spreading of manure.

Motion carried with all voting in favor.

Conditional Use Permit Request YM-530-12, Tim Schlenner 05-22-12-07 County Planning & Zoning Director Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-530-12 for Tim Schlenner, Wood Lake, MN; to construct a 101' x 200' confinement barn to house 2,400 head of swine (720 animal units). Manure storage will be a 101' x 200' x 8' reinforced concrete pit under the building. The site is located in the southwest one-quarter of the southeast one-quarter (SW ¼ SE ¼) of Section 17 in Wood Lake Township T-114-N R-39-W in the Rural Preservation Management District. The Yellow Medicine County Land Use and Related Resource Management Ordinance requires a conditional use permit for an expansion of an existing feedlot to over 500 animal units and because the site is located within one-half mile of a neighboring dwelling. The Planning Commission recommended four conditions to include with the permit. Mr. Tim Schlenner was also present to answer questions about the request. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve conditional use permit YM-530-12 for Tim Schlenner with the following conditions:

1. Plant and maintain a minimum of two rows of fast growing trees at the north edge of the existing east tree line extending past the north edge of the proposed building and an additional two rows of fast growing trees to the south of the site, the length of the existing tree line.
2. If odor emissions exceed permitted levels other than at pump out time as determined by the County Feedlot Officer, existing technology, starting with the most cost effective, must be used to eliminate the unacceptable emission level.
3. 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.
4. Applicant shall notify the Yellow Medicine County Zoning Office 24 hours prior to pumping of the pit and spreading of manure.

Motion carried with all voting in favor.

Conditional Use Permit Request YM 532-12, Ethan and Kirk Schlemmer 05-22-12-08 County Planning & Zoning Director Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-532-12 for Ethan and Kirk Schlemmer, Wood Lake, MN; to construct a 60' x 500' confinement barn to house 995 head of slaughter cattle (995 animal units). Manure storage will be a 45' x 450' x 12' reinforced concrete pit under the barn. The property is located on approximately ten acres in part of the northwest one-quarter of the southwest one-quarter of the southwest one-quarter (NW ¼ SW ¼ SW ¼) of Section 9 in Posen Township T-113-N R-39-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. The Planning Commission recommended four conditions and Zoning Director Jacobson recommended an additional two conditions to include with the permit. Mr. Ethan Schlemmer and Mr. Kirk Schlemmer were also present to answer questions about the request. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve conditional use permit YM-532-12 for Ethan and Kirk Schlemmer with the following conditions:

1. Plant and maintain a minimum of two rows of fast growing trees on the north side of the building extending the full length of the building.
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 the pit and spreading manure.
4. Applicant shall obtain a DNR Water Appropriations permit.
5. If odor emissions exceed permitted levels other than at pump out time, as determined by the County Feedlot Officer, existing technology, starting with the most cost effective, must be used to eliminate the

unacceptable emission level.

6. A design for the liquid manure storage area must be submitted to the County Zoning Office a minimum of 60 days prior to the construction of the cattle barn. This design shall be from a licensed design engineer and satisfy all the requirements set forth in Minnesota Rules Chapter 7020.2100 subparts 3 through 7.

Motion carried with all voting in favor.

Hazel Run Bandstand 05-22-12-09 LouAnn Kling and Ernie Streich were present to discuss the Historical Society request for funds to relocate the Hazel Run Bandstand out of the floodplain. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve a budget amendment and appropriation of \$2,250.00 to the Historical Society for relocating the Hazel Run Bandstand. Motion carried with all voting in favor.

YM/LQP Judicial Ditch #21 Drainage Authority 05-22-12-10 Commissioner Johnson stated he had a conflict of interest being on the YM/LQP J. D. #21 Drainage Authority and requested to have another commissioner appointed. Motion by Commissioner Antony and Seconded by Commissioner Sherlin to have Commissioner Renneke replace Commissioner Johnson on the YM/LQP J.D. #21 Drainage Authority. Motion carried with all voting in favor.

HRA Board Administrator Krosch mentioned that there is a vacancy on the County HRA Board and that they were looking for someone from Commissioner Districts 2 or 4 to fill the position.

Out-of-State Travel 5-22-12-11 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve Restorative Justice Coordinator Sharon Hendrichs out-of-state travel to Iowa for training. Motion carried with all voting in favor.

Other Business None

Informational The board reviewed the April 2012 jail and investment reports.

Approval of Disbursements/Review of Auditor's Warrants 05-22-12-12 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the Commissioner warrants for the following amounts: \$31,116.35 Road & Bridge Fund, \$13,902.73 Ditch Fund, \$25,045.90 Revenue Fund, \$44,001.58 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 05-22-12-13 Motion by Commissioner Sherlin and seconded by Commissioner Antony to adjourn at 11:44 a.m. Motion carried with all voting in favor.

Witness:

Attest:



Gary Johnson, Board Chair



Ryan Krosch, County Administrator