

**Yellow Medicine County Board Meeting Minutes  
September 28, 2010**

Chairperson Jane Remiger called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.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 9-28-10-01** Motion by Commissioner Wambeke and seconded by Commissioner Antony to approve the agenda with the following changes: add a flood disaster resolution and update on flooded roads to the regular agenda; add appointment of driver's license agent to the consent agenda; add information about a microenterprise economic development grant to the informational items; and add payoff of the Highway Department excavator leases to the warrant approval. Motion carried with all voting in favor.

**Consent Agenda 9-28-10-02** Motion by Commissioner Johnson and seconded by Commissioner Sherlin to approve the consent agenda items as follows: minutes of the September 14, 2010, County Board meeting; Revenue Fund budget amendment of \$34,231.34 in revenues and \$34,231.34 in expenditures; appointment of Laurie Svobodny, City of Granite Falls employee, as Driver's Licensing Agent and Motor Vehicle Deputy Registrar. Motion carried with all voting in favor.

**Citizen Comments** None

**Commissioners' Reports**

Commissioner Sherlin reported on Western Mental Health, Canby DAC, union negotiations and flooding around the Canby area from the heavy rains. Commissioner Johnson reported on Prairie 5, Restorative Justice Advisory Committee, a meeting to discuss the removal of the Excel Energy dam in Minnesota Falls Township, Clarkfield Lions Club presentation and the Prairie Lakes Youth Program. Commissioner Antony reported on the AMC Policy Committee, Workforce Council, Regional Radio Board and Canby DAC. Commissioner Wambeke reported on the meeting about the Excel Energy dam removal and union negotiations. Commissioner Remiger reported on the AMC Policy Committee, Minnesota Valley Railroad and County Historical Society.

**Human Services**

Human Services Director Peggy Heglund discussed with the Board several items including an update on the presentation at the National Governor's Conference, access transportation and no load miles, Western Mental Health adult services budget, a crisis transportation agreement with the Granite Falls Municipal Hospital and the MACSSA legislative platform.

**Reach Out for Warmth Program 9-28-10-03** Human Services Director Heglund presented a funding request from Prairie 5 Community Action Council for the Reach Out for Warmth Program which provides emergency home heating funds to residents. Motion by Commissioner Johnson and seconded by Commissioner Wambeke to approve a \$1,000 appropriation from the Human Services Fund for the Reach Out for Warmth Program. Motion carried with all voting in favor.

The Board recessed for a break at 10:43 a.m.

The Board reconvened at 11:00 a.m.

**Department Update**

**SWCD** SWCD Director Lou Ann Nagel and SWCD Supervisor Menno Fokken updated the Board on the SWCD's programs and services.

**County Fair** County Fair Board Member Menno Fokken reviewed how the 2010 County Fair went and updated the Board on the County Fair's budget.

### **Regular Agenda**

**MVRRRA Resolution 9-28-10-04** Timothy Dolan with the Minnesota Valley Regional Railroad Authority (MVRRRA) presented the MVRRRA's strategic plan and requested approval of a resolution supporting the plan. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve Resolution #23-2010 acknowledging the 2010 strategic plan of the MVRRRA. Motion carried with all voting in favor.

**Flood Disaster Resolution 9-28-10-05** Emergency Management Director Michelle Gatz requested approval of a resolution that would allow the County to request flood disaster funding for damage to roads and other public infrastructure from the flooding caused by the recent heavy rains. Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve Resolution #24-2010 requesting property tax relief under Minnesota Statutes 273.1231 – 273.1235 for property damaged by the flood disaster that occurred on September 23, 2010. Motion carried with all voting in favor.

**Flooded Roads Update** County Engineer Andy Sander and Highway Maintenance Supervisor Larry Stoks updated the Board on the County roads that are flooded due to the recent heavy rainfall.

The Board recessed for lunch at 12:03 p.m.

The Board reconvened at 1:00 p.m.

### **Regular Agenda Continued**

**2009 County Audit Review** E.J. Moberg with the Minnesota State Auditor's Office reviewed the 2009 County financial audit with the Board and County Auditor/Treasurer Lois Bonde.

**Habitat Protect Easements – Wergeland Township 9-28-10-06** Steve Durkee with the U.S. Fish and Wildlife Service and landowner Leonard Hoffman met with the Board to request certification of Habitat Protection Easements in Wergeland Township. Motion by Commissioner Sherlin and seconded by Commissioner Antony to certify for acquisition by the U.S. Fish and Wildlife Service easements on the following described lands: T114N, R44W, Section 14, N ½ of SW ¼, Wergeland Township; T114N, R44W, Section 24, N ½ of NW ¼, Wergeland Township; T114N, R44W, Section 15, NE ¼ of SE ¼, Wergeland Township. Motion carried with Commissioners Antony, Wambeke, Remiger and Sherlin voting in favor and Commissioner Johnson voting against.

**Social Host Ordinance 9-28-10-07** Ann Orren with the Yellow Medicine County Chemical Health Coalition and County Attorney Keith Helgeson presented a draft social host ordinance to the Board. Ms. Orren gave a presentation on what a social host ordinance is. A social host ordinance holds individuals (social hosts) criminally responsible for hosting or allowing an event on private or public property where persons under age 21 possess or consume alcohol, regardless of who supplies the alcohol to the minors. The ordinance would apply to social hosts that know or reasonably should know that alcohol is being possessed or consumed by underage persons at their property or at any event they are hosting on public or private property. If adopted by the County, the ordinance would only apply to land outside of incorporated cities. Cities in the County would need to adopt the social host ordinance on their own to make it effective within their city. Several members of the Chemical Health Coalition, students from Yellow Medicine East School, Restorative Justice Coordinator Julie Marthaler, County Sheriff Bill Flaten, Deputy Casey Namken, and Linda Norland with Countryside Public Health were also present for the discussion. Motion by Commissioner Johnson and seconded by Commissioner Sherlin to advertise for a public hearing to be held on November 9, 2010, to take comments on the enactment of

a social host ordinance. Motion carried with all voting in favor.

**Other Business** None

**Informational** The Board reviewed information on a microenterprise grant the Southwest Minnesota Small Business Development Center is applying for. The grant would provide technical assistance to businesses with five or fewer employees in Murray, Lyon and Yellow Medicine Counties.

**Approval of Disbursements/Review of Auditor's Warrants 9-28-10-08** Motion by Commissioner Antony and seconded by Commissioner Sherlin to approve the Commissioner warrants for the following amounts: \$41,861.97 Revenue Fund, \$5,942.94 Road and Bridge Fund, \$2,909.86 Ditch Fund, \$39,732.27 Human Services Fund; acknowledge review of the Auditor's warrants; and approve payoff of the County Highway Department excavator leases as Auditor's warrants with approval by the County Administrator. Motion carried with all voting in favor.

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

**Adjourn 9-28-10-09** Motion by Commissioner Sherlin and seconded by Commissioner Wambeke to adjourn at 2:21 p.m. Motion carried with all voting in favor.

Witness:

Attest:

  
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Jane Remiger, Chair

  
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Lois Bonde, Auditor/Treasurer