

## Yellow Medicine County Board Minutes

February 22, 2005

Chairman Lynn Anderson called this regular meeting to order at 11:18 a.m. with Commissioners Gary Johnson, Louis Sherlin, Jane Remiger, and Ron Antony present. Administrator John Chattin, Attorney Tom Kramer, and Robert Wolfington of the Marshall Independent were also present. Dan McGonigle of the Granite Falls Advocate Tribune arrived at 11:32 a.m.

**02-22-05-01** Motion by Mr. Johnson and second by Ms. Remiger to approve the agenda with the addition of an ICS membership discussion and VEBA options. Carried.

**02-22-05-02** Motion by Ms. Remiger and second by Mr. Johnson to approve the consent agenda consisting of the February 8, 2005 regular meeting minutes and 2005 Liquor Licenses, as presented. Carried.

Mr. Antony reported on the Comprehensive Plan Task Force meeting, the Safety Committee, and Pioneerland Library.

County Attorney Tom Kramer gave an update on the Larson appeal and noted that he had approximately 900 hours of County time in 2004. He discussed a transient merchant statute and asked if the County wanted to pursue a methamphetamine (meth) ordinance. It was agreed to wait for a Public Health recommendation on a meth ordinance. A law enforcement agreement with the Upper Sioux is still pending. There was some discussion on the serving of warrants for minor offenses when considerable County expense would be required.

The proposed Solid Waste Management Agreement was discussed. Mr. Kramer noted several issues he had with the agreement.

**02-22-05-03** Motion by Mr. Sherlin and second by Ms. Remiger to table the Solid Waste Management Agreement until March 8, 2005 and request that Paul Henriksen, Lyon County Environmental Administrator, be present to answer questions. Carried.

Mr. Anderson recessed the meeting at 12:02 p.m. for lunch and reconvened at 12:35 p.m.

**02-22-05-04** Motion by Ms. Remiger and second by Mr. Sherlin to adopt the following resolution and forward it to the Minnesota Department of Revenue:

**Whereas**, the State of Minnesota (the "State") is responsible for setting values on utility properties in the State; and

**Whereas**, utilities operating facilities in the State are appealing their valuations; and

**Whereas**, independent appraisals contracted by the state have supported the appellants and not the State; and

**Whereas**, the State has failed to amend rules and regulations on a regular basis to better reflect generally acceptable utility valuations;

**Now, therefore, be it resolved** that Yellow Medicine County believes that County residents should not have to bear the financial burdens created by the State's failure to adjust values incrementally; and

**Be it further resolved** that the County believes that the State should bear the majority of the costs associated with their recommended settlement; and

**Be it finally resolved** that Yellow Medicine County encourages the State to amend its rules and regulations on a regular basis to prevent successful future challenges to their utility valuations.

Carried.

Assistant Engineer Steve Schaub presented two projects for final payment.

**02-22-05-05** Motion by Ms. Remiger and second by Mr. Antony to approve a final payment of \$49,406.00 for Project SP 87-090-03 (Phase 1-Memorial Park Trail) and a final payment of \$606,788.97 for Project SAP 87-645-01/87-67-02 (9<sup>th</sup> Avenue).  
Carried.

Ms. Remiger reported on Minnesota Valley Regional Rail Authority, Prairie Country RC&D, Pact 4 Families Collaborative, and the Planning Commission. Mr. Johnson gave updates from Extension, testifying on the coyote bill, Social Service Task Force, and the UMRDC.

Myron Knutson, from Public Financial Management, reviewed bids received for the proposed General Obligation Refunding Bonds, Series 2005. The winning bid from Wells Fargo Brokerage Services LLC was at 3.9532% and would save the County \$138,994.54 over the term of the bonds.

**02-22-05-06** Motion by Mr. Sherlin and second by Mr. Antony to adopt a resolution authorizing issuance, awarding sale, prescribing the form and details, and providing for the payment of \$2,615,000 General Obligation Refunding Bonds, Series 2005. Carried.

Mr. Sherlin added some discussion on the Extension Committee meeting.

Randy Jacobson, Planning and Zoning Administrator, reviewed a conditional use permit (CUP) application.

**02-22-05-07** Motion by Mr. Sherlin and second by Mr. Antony to approve CUP YM-426-05 for Cory Kruger of Hazel Run to operate an auto body repair shop. Carried.

The proposed new fee schedule was discussed.

**02-22-05-08** Motion by Mr. Antony and second by Mr. Johnson to approve the proposed fee schedule as presented except for the after-the-fact permit fees which would be two times the permit fee with no grace period. Carried.

Mr. Jacobson reviewed a contract proposal from the UMRDC to create zoning maps for the County using ArcView.

**02-22-05-09** Motion by Ms. Remiger and second by Mr. Sherlin to appropriate up to \$4,000 from County reserve funds for the creation of GIS zoning maps. Carried.

The Comprehensive Plan Task Force meeting was discussed. A land use survey they would like to conduct would cost around \$2,000.

**02-22-05-10** Motion by Ms. Remiger and second by Mr. Antony to appropriate up to \$2,000 from County reserves for a land use survey. Carried.

Mr. Anderson updated the Board on the Labor Management Committee, Prairie Lakes Youth Programs, and the CEE VI Drug Task Force.

Commissioners Anderson, Remiger, and Johnson expressed their intent to attend AMC Capitol Days on March 2<sup>nd</sup>.

There was considerable discussion on voting rights for ICS. Purchasing an additional membership for \$100 annually was considered. Law enforcement, emergency management, and one or two Commissioners are normally in attendance.

**02-22-05-11** Motion by Mr. Sherlin and second by Mr. Johnson to designate a County Commissioner as the voting delegate to ICS. Carried with Mr. Antony opposed.

Law enforcement and emergency management representatives will be expected to attend ICS meetings and confer with Commissioners on how to vote on various issues.

Forms to opt for the VEBA crossover option were reviewed.

**02-22-05-12** Motion by Ms. Remiger and second by Mr. Sherlin to approve

Commissioner's Warrants as presented totaling \$55,509.41 and acknowledge review of Auditor's Warrants totaling \$289,735.41. Carried.

Mr. Anderson adjourned the meeting at 2:20 p.m.

Witness:

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Lynn Anderson, Chairman

Attest:

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Carolyn Sherlin, Auditor/Treasurer