

Yellow Medicine County Board Minutes

June 27, 2006

Chairman Lynn Anderson called this regular meeting to order at 12:00 PM with Commissioners Gary Johnson, Jane Remiger, Louis Sherlin, and Ron Antony present. Administrator John Chattin was also present.

06-27-06-01 Motion by Mr. Sherlin and second by Ms. Remiger to approve the agenda with the addition of a County website discussion and to also approve the consent agenda consisting of the June 13, 2006 regular meeting minutes, June 13, 2006 Board of Equalization minutes, five additional appropriation requests (one duplicate deleted), and adoption of the following resolution:

WHEREAS, Yellow Medicine County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge 87J37 and Bridge 87J38 as part of State Aid Project 87-603-26; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge project is available; and

WHEREAS, the amount of the grant has been determined to be \$361,104.00 by reason of the lowest responsible bid.

NOW THEREFORE, be it resolved that Yellow Medicine County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for these bridges but not required.

Carried.

There were no citizens present to be heard.

Mr. Sherlin gave an update on the Western Revolving Loan Fund. Mr. Johnson covered activities at Prairie Five CAC, a Big Stone II meeting, a Clarkfield Industrial Park road meeting, SWCD, and UMRDC. The need to advertise our website, including items for sale on eBay, was discussed. Mr. Antony reported on DAC, a wind energy forum, Pioneerland Library, and Private Industry Council.

Tim O'Leary, Superintendent of Lyon-Lincoln Electric Co-op, reviewed construction being completed in the County due to ice storm damage.

Ms. Remiger reviewed meetings of Prairie Country RC&D, Granite Falls airport, RCRC, and a pandemic exercise at the Lac qui Parle School.

Howard Getchell, Jr. discussed the investment needed to keep a crop on the old landfill site. He requested that a 5-year contract be awarded so he could justify the investment. The Board had previously directed that bids be solicited for a 5-year contract.

06-27-06-02 Motion by Mr. Sherlin and second by Mr. Antony to advertise for bids for rental of the old landfill site with a 6-year contract to be awarded. Carried.

Fran Van Keulen, Technical Support Consultant, reviewed possible laptop options and associated equipment for the Commissioners.

06-27-06-03 Motion by Ms. Remiger and second by Mr. Sherlin to purchase one HP NW8440 laptop computer and associated equipment for Mr. Antony to use during a trial period. Carried.

John Kolhei, Ditch Inspector, had two ditch petitions to consider. Terry Renken, Yellow Medicine River Watershed, and Jim Sehl, Bob Meyer, and Bill Schuna, all from

the DNR, were also present. A petition to cut off County tile on Lateral D of County Ditch #9 was considered first.

06-27-06-04 Motion by Mr. Antony and second by Mr. Sherlin to call for a public hearing on the petition for County Ditch #9 on July 25, 2006 at 1:00 PM in the Yellow Medicine County Family Services conference room. Carried.

Mr. Kolhei discussed several issues with County Ditch #48 that need to be addressed. An outlet petition brings up several other issues for discussion.

06-27-06-05 Motion by Mr. Johnson and second by Ms. Remiger to call for a public hearing on the outlet petition for County Ditch #48 on August 1, 2006 at 6:30 PM in the Yellow Medicine County Law Enforcement Center meeting room. Carried.

Wes Erickson, Minnesota Falls Township Chairman, asked that a portion of the state sales tax monies that the County receives from Upper Sioux sales tax collections be shared with the township. He noted that additional road expenses have been incurred due to the casino. It was suggested that the township approach the state for a share of those revenues. The County would support such a request. County Attorney Keith Helgeson will be asked for direction in what the process would be to request those funds. There was also discussion on the requested closing of a County road to accommodate expansion of the Granite Falls airport. The township would like to see the road stay open or an alternate route constructed. With a traffic count of 45 cars per day, the County would find any significant investment difficult.

Randy Jacobson, Planning and Zoning Administrator, and Jolene Johnson, Zoning Official, presented a conditional use permit (CUP) application from Stevens Farm LLP to construct two confinement hog barns with manure storage. Dan Stevens was also present to answer questions. Ms. Remiger declared a conflict of interest and stepped down for the discussion. Concerns expressed at the Planning Commission were noted. The Planning Commission was recommending approval with 6 conditions. Additional conditions dealing with trees and informing neighbors of manure injection were also discussed.

06-27-06-06 Motion by Mr. Antony and second by Mr. Sherlin to approve the Stevens Farm LLP with the following conditions:

1. All liquid manure shall be injected – no exceptions – and neighbors within one-half mile of the spread site shall be notified prior to injection.
2. Manure testing and soil analysis shall be completed annually. Manure application shall not exceed agronomic rates and records shall be provided to the Planning and Zoning Office.
3. All dead animal disposal requirements as listed in Section VI: A, B, C, D of the Yellow Medicine County Feedlot Ordinance, adopted 9-22-98 shall be complied with.
4. In addition to the existing hedge on the west, plant and maintain two rows of trees, as recommended by the Yellow Medicine Soil and Water Conservation District. Trees shall be planted within one year of construction completion. If over 33% of the trees fail to grow within three years of planting, a 10-foot high solid fence shall be constructed in lieu of the trees.
5. If odor emissions exceed permitted levels at any time, other than pump out time, all existing technology, if cost feasible, must be used to eliminate the unacceptable emission levels.
6. Yearly inspections will be conducted by the County Feedlot Officer and a

member of the Planning Commission.

Carried.

Ms. Remiger returned to her Board seat.

Sheriff Bill Flaten discussed his desire to hire several part-time people to provide prisoner transports.

06-27-06-07 Motion by Mr. Antony and second by Ms. Remiger to advertise for part-time prison transport personnel that would be paid at the part-time Dispatcher/Jailer rate. Carried.

06-27-06-08 Motion by Mr. Antony and second by Ms. Remiger to appoint Mr. Anderson and Mr. Sherlin to a Fair Labor Standards Act committee looking into how exempt personnel should be treated. Carried.

A request by Area II Minnesota River Basin Projects for increased funding in 2007 was deferred until budget deliberations.

06-27-06-09 Motion by Mr. Sherlin and second by Mr. Johnson to approve Commissioner's Warrants as presented totaling \$98,146.36 and acknowledge review of Auditor's Warrants totaling \$1,632,524.83. Carried.

Mr. Anderson reviewed some correspondence and upcoming meetings.

Mr. Anderson adjourned the meeting at 3:10 PM.

Witness:

Lynn Anderson, Chairman

Attest:

Carolyn Sherlin, Auditor/Treasurer