

**Yellow Medicine County Board Meeting Minutes  
October 22, 2013**

Chairman Ron Antony called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.m. with Commissioners Ron Antony, Greg Renneke, Gary Johnson and John Berends present. Also present were County Administrator Peggy Heglund, County Attorney Keith Helgeson, Finance and Administration Deputy Ashley Soine, Marshall Independent reporter Steve Browne and Granite Falls Advocate Tribune reporter Scott Tedrick. Absent was Commissioner Louis Sherlin.

**Approve Agenda 10-22-13-01** Motion by Commissioner Berends and seconded by Commissioner Renneke to approve the agenda. Motion carried with all voting in favor.

**Consent Agenda 10-22-13-02** Motion by Commissioner Berends and seconded by Commissioner Renneke to approve the consent agenda items as follows: October 8, 2013 County Board meeting minutes, set the TNT meeting for December 3, 2013 at 6:30 p.m., contract with PACT for supervision and evaluation services for the DFC grant, approve grant for \$6,050 for 2014 Health Cost Management Program through SW/WC Service Cooperative, approval of the 2014 and 2015 Natural Resources Block Grant Agreement from BWSR in the amount of \$110,046 and Restorative Justice budget change request in the amount of \$2,000 and request for additional funds in the amount of \$19,346 for personnel expenses. Motion carried with all voting in favor.

**Citizen Comments** None

**Commissioners' Report** Commissioner Johnson reported on Prairie Lakes Detention Center. Commissioner Renneke reported on Planning Commission. Commissioner Berends reported on Greater MN Partnership, RJAC, Historical Society and Southern Prairie Finance Committee. Commissioner Antony reported on Minnesota Valley Regional Railroad Authority, State Radio Board, County Union Negotiations, Pioneerland and Southwest EMS.

**Department/Program Updates**

Michelle May, Finance Manager, Lynell Sunderland, Fiscal Supervisor, and Rae Ann Keeler-Aus, Family Service Center Director, gave a budget update.

The Board recessed for break at 10:17 a.m.

The Board reconvened at 10:27 a.m.

Becci Leonard and Tammy Pitzl, Women's Rural Advocacy Program, gave a department update.

**Proclamation for WRAP 10-22-13-03** Motion by Commissioner Berends and seconded by Commissioner Renneke to accept the proclamation stating October as Domestic Violence Awareness Month in Yellow Medicine County with an amendment to have the County Chair sign

instead of each Commissioner individually. Motion carried with all voting in favor.

Rae Ann Keeler-Aus, Family Service Center Director, gave a department update.

Introduction of Debra Nafziger, Eligibility Worker and Kori Guza, Child Support Officer.

**Department of Human Services Contract 10-22-13-04** Motion by Commissioner Johnson and seconded by Commissioner Berends to approve a revised and amended contract with the DHS to process MinnesotaCare applications through December 31, 2013 at a rate of \$30 per processed application.

**Reach Out for Warmth Request 10-22-13-05** Motion by Commissioner Johnson and seconded by Commissioner Berends to approve the Reach Out for Warmth request of \$1000 as per the 2013 budgeted amount. Motion carried with all voting in favor.

#### **Regular Agenda**

**Conditional Use Permit for Marshall Public Utilities 10-22-13-06** Motion by Commissioner Renneke and seconded by Commissioner Berends to approve the CUP with amended language to condition #1 in regards to who is liable for expenses. Motion carried with all voting in favor.

**Highway Equipment Purchase Request 10-22-13-07** Motion by Commissioner Johnson and seconded by Commissioner Renneke to table the request for a purchase of a truck until November 12, 2013 with the need for more information. Motion carried with all voting in favor.

**Highway Equipment Purchase Request 10-22-13-08** Motion by Commissioner Johnson and seconded by Commissioner Berends to deny the purchase of a plow and trailer. Motion failed with Commissioner Johnson and Renneke voting in favor and Commissioner Antony and Berends voting against

**Highway Equipment Purchase Request 10-22-13-09** Motion by Commissioner Berends and seconded by Commissioner Renneke to table the request for a purchase of a plow and trailer until November 12, 2013 with the need for more information. Motion carried with Commissioner Berends, Renneke and Antony voting in favor and Commissioner Johnson voting against.

**Open Public Hearing 10-22-13-10** Motion by Commissioner Berends and seconded by Commissioner Renneke to open the public hearing at 11:30 a.m. to discuss the petition for CD23 ditch outlet for the Westphal and Jelen properties. Motion carried with all voting in favor.

**Close Public Hearing 10-22-13-11** Motion by Commissioner Renneke and seconded by Commissioner Berends to close the public hearing. Motion carried with all voting in favor.

**CD23 Ditch Outlet 10-22-13-12** Motion by Commissioner Berends and seconded by Commissioner Renneke to approve the Resolution #18-2013. Motion carried with all voting in

favor.

**BEFORE THE YELLOW MEDICINE COUNTY BOARD  
OF COMMISSIONERS, ACTING AS DRAINAGE AUTHORITY  
FOR YELLOW MEDICINE COUNTY DITCH #23**

**Findings of Fact and Order Regarding  
Granting of Outlet, Pursuant to  
Minnesota Statutes 103E.401 and  
Establishment of Location of Outlet**

**WHEREAS**, a Petition was received for the Westphal and Jelen properties described as follows:

Parcel 20-006-3010 — NW1/4 SE1/4 (6-114-44)

Parcel 20-006-4030 — Pt. SW1/4 SE1/4 (6-114-44)

Parcel 20-006-4010 — NE1/4 SE1/4 (6-114-44)

Parcel 20-006-4040 — SE1/4 SE1/4 (6-144-44)

and

**WHEREAS**, a public hearing was held on October 22, 2013, at 11:30 a.m., in the Commissioners Room of the Yellow Medicine County Courthouse; and

**WHEREAS**, Chris Balfany, the Yellow Medicine County Drainage Inspector described the four parcels that were petitioning into the system; and

**WHEREAS**, the evidence indicated that these parcels' natural runoff is toward Yellow Medicine County Ditch #23, but were not included in the benefited area; and

**WHEREAS**, Jim Weidemann had been appointed viewer to make a recommendation as to benefits and outlet fee; and

**WHEREAS**, the recommendation of Jim Weidemann, as to outlet fee and benefits, is attached as **Exhibit A**; and

**WHEREAS**, Chris Balfany indicated that the outlet for Yellow Medicine County Ditch #23 was at the road crossing below 230<sup>th</sup> Street and then into a private ditch rather than a tile that has not been

operational for decades.

## ORDER

NOW, THEREFORE, the Yellow Medicine County Board of Commissioners, acting as Drainage Authority for Yellow Medicine County Ditch #23, makes the following Findings of Fact and Order:

### FINDINGS OF FACT

1. That based on the evidence, Yellow Medicine County Ditch #23 has the capacity to act as an outlet for the above-described properties.
2. That the Viewers' Report, attached as Exhibit A, correctly identifies the outlet fee and benefit value to be used from the date of this Order into the future as a condition of granting this outlet.
3. That the outlet for County Ditch #23 is at the road crossing on 230<sup>th</sup> Street and then outlets into a private ditch rather than the non-functioning tile into the Lac qui Parle River.

NOW, THEREFORE, it is hereby ordered that the Petition for Outlet for the above-described properties is hereby granted under the condition of payment of the outlet fee and the inclusion into the benefitted area as better described on Exhibit A attached. That further, the established outlet for County Ditch #23 shall be at the road crossing at 230<sup>th</sup> Street.

Mitch Paulsen, Contegrity Group, Inc., gave an update on the Government Center progress.

**PRISM Grant 10-22-13-13** Motion by Commissioner Berends and seconded by Commissioner Renneke to approve applying for the Property Record Information System of Minnesota (PRISM) Implementation Grant. Motion carried with all voting in favor.

### **Other Business**

**Informational** September Jail Report, Public Hearing for JD3 at 2:00 p.m. and Board for JD12 will meet to accept a new petition.

**Approval of Disbursements/Review Auditor's Warrants 10-22-13-14** Motion by Commissioner Johnson and seconded by Commissioner Renneke to approve the commissioner warrants for the following amounts: \$9,178.01 Ditch Fund, \$218,727.78 Revenue Fund, \$52,838.31 Road & Bridge Fund, \$38,307.63 Human Services Fund; and acknowledged 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.

The Board recessed at 12:11 p.m.

The Board reconvened at 1:02 p.m. for budget discussions. Department Heads were present to answer questions and express their concerns regarding the 2014 budget.

**Adjourn 10-22-13-15** Motion by Commissioner Renneke and seconded by Commissioner Berends to adjourn at 1:56 p.m. Motion carried with all voting in favor.

Witness:

  
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Ron Antony, Board Chair

Attest:

  
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Peggy Heglund, County Administrator