

**Yellow Medicine County Board Meeting Minutes
September 27, 2011**

Chairman Dick Wambeke called this regular meeting of the Yellow Medicine County Board to order at 9:00 a.m. with Commissioners Louis Sherlin, Gary Johnson, Greg Renneke, 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 Steve Browne.

Approve Agenda 9-27-11-01 Motion by Commissioner Johnson and seconded by Commissioner Antony to approve the agenda with the following changes: add a septic loan appropriation and staff position transfers and promotions for the Courthouse Departments' reorganization plan to the consent agenda; add information on the changes to the market value homestead credit program to the informational items; add a Minnesota River Area Agency on Aging (MNRAAA) memorandum of understanding (MOU) to the Human Services Department agenda. Motion carried with all voting in favor.

Consent Agenda 9-27-11-02 Motion by Commissioner Sherlin and seconded by Commissioner Johnson to approve the consent agenda items as follows: minutes of the September 13, 2011, County Board meeting; hiring of Michelle May as the County Finance Manager; staff position transfers and promotions as presented for the Courthouse Departments' reorganization plan; Revenue Fund budget amendment of \$20,194.43 in revenues and expenses. Motion carried with all voting in favor.

Citizen Comments None

Human Services

Director's Report Human Services Director Peggy Heglund reviewed the August 2011 cash flow report and discussed with the Board the following items: regionalization of employment and training services through the SWPIC; update on case banking in the Income Maintenance Unit; legislative concern with a potential requirement that all social workers be licensed through the Board of Social Work; Human Services Director Heglund's participation on a legislatively mandated advisory council to review and make recommendations to the legislature for Medical Non-Emergency Transportation (MNET) services; MOU with the MNRAAA for long-term care options counseling and consultation.

MNRAAA MOU 9-27-11-03 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the MOU with MNRAAA as presented for long-term care counseling and consultation. Motion carried with all voting in favor.

Commissioners' Reports

Commissioner Sherlin reported on Western Mental Health. Commissioner Johnson reported on the Prairie Lakes Youth Program, Safe Communities Coalition, Prairie Five and the Restorative Justice Advisory Committee. Commissioner Renneke reported on the Soil and Water Conservation District and Planning Commission. Commissioner Antony reported on the Minnesota Valley Regional Railroad, Chemical Health Coalition, Workforce Council, Pioneerland Library and the Southwest Regional Landfill Committee. Commissioner Wambeke reported on the Be Safe Committee, Minnesota Department of Agriculture's animal disease emergency planning meeting and a request from the City of Granite Falls to close a portion of County Road 22 (Prentice Street) for an event on October 1.

The Board recessed for break at 10:45 a.m.

The Board reconvened at 10:55 a.m.

Regular Agenda

MPCA Presentation on the County Landfill Tom Newman, Kate Rolf and Ben Klismith with MPCA gave a presentation on managing the pollution risk at the County's closed landfill. Mr. Newman suggested that the County consider adoption of new land use plan and zoning regulations for the landfill property and surrounding area or consider transferring ownership of the closed landfill to the State of Minnesota so the State would assume all liability for the property and responsibility for future land uses. The Board took no action and will discuss the matter at a future meeting.

Joint Drainage Authority for Ditch #21 Lac qui Parle County Commissioners and staff joined the Board meeting. Those present from Lac qui Parle County were Commissioners Todd Patzer, DeRon Brehmer and Harold Solem; and county ditch staff Trudy Hastad and Darrel Ellefson. Present from Yellow Medicine County were Commissioners Wambeke, Renneke, Antony, Johnson and Sherlin; County Administrator Krosch, County Attorney Helgeson and County Ditch Inspector Chris Balfany. In accordance with M.S. 103E.235, the two Boards need to select five of their members to be the Joint County Drainage Authority. Yellow Medicine County recommended Commissioners Ron Antony, Gary Johnson and Louis Sherlin be appointed. Lac qui Parle County recommended Commissioners Todd Patzer and Harold Solem be appointed. It was the consensus of both County Boards that these five members be appointed as the Joint County Drainage Authority for Yellow Medicine-Lac qui Parle County Judicial Ditch #21.

The County Board meeting recessed at 11:35 a.m.

The J.D. #21 Joint County Drainage Authority meeting was called to order at 11:35 a.m.

Election of Chair Drainage Authority Member Johnson nominated Drainage Authority Member Solem for Chair. There were no other nominations. Motion by Drainage Authority Member Johnson and seconded by Drainage Authority Member Antony to close nominations and cast a unanimous ballot for Drainage Authority Member Solem as Chair of the J.D. #21 Joint Drainage Authority. Motion carried with all voting in favor.

Election of Vice Chair Drainage Authority Chair Solem asked for nominations for Vice Chair. Drainage Authority Member Patzer nominated Drainage Authority Member Antony for Vice Chair. Drainage Authority Chair Solem asked for additional nominations three times and heard none. Motion by Drainage Authority Member Patzer and seconded by Drainage Authority Member Sherlin to close nominations and cast a unanimous ballot for Drainage Authority Member Antony as Vice Chair of the J.D. #21 Joint Drainage Authority. Motion carried with all voting in favor.

Petition for Outlet Motion by Drainage Authority Member Sherlin and seconded by Drainage Authority Member Patzer to acknowledge receipt of a petition for outlet into J.D. #21 from Larry Bendix. Motion carried with all voting in favor.

Viewers Motion by Drainage Authority Member Antony and seconded by Drainage Authority Member Johnson to appoint Brad Nesvold and Mark Peterson as viewers for the outlet petition. Motion carried with all voting in favor.

Outlet Petition Hearing Motion by Drainage Authority Member Sherlin and seconded by Drainage Authority Member Antony to set the hearing date for the outlet petition for Tuesday, October 25, 2011 at 9:00 a.m. at the County Board Room of the Yellow Medicine County Courthouse. Motion carried with all voting in favor.

Motion by Drainage Authority Member Johnson and seconded by Drainage Authority Member Sherlin to adjourn the J.D. #21 Joint County Drainage Authority meeting at 12:02 p.m.

The Yellow Medicine County Board meeting reconvened at 12:02 p.m.

Public Hearing for 2012 Ditch Repair Levy 9-27-11-04 Chairperson Wambeke opened the public hearing at 12:02 p.m. to take comments on the proposed 2012 ditch repair levy. County Ditch Inspector Chris Balfany and Auditor/Treasurer Lois Bonde reviewed the ditch repair balances and the amount of new levies proposed for 2012. No one from the public was present to provide comments on the proposed levy amounts. The hearing was closed at 12:10 p.m. Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve as presented the 2012 ditch repair levy totaling \$841,756.96. Motion carried with all voting in favor. A copy of the approved levy for each ditch is available at the County Ditch Inspector's office in Clarkfield.

Conditional Use Permit Request YM-518-11 L.C. Sherman, Minnesota Falls Township 9-27-11-05 County Planning and Zoning Director Randy Jacobson presented a recommendation from the Planning Commission to approve conditional use permit YM-518-11 for L.C. Sherman to stockpile reclaimed road material in the Rural Preservation Management District. The site is located in part of the southwest one-quarter of the northeast one-quarter (SW ¼ NE ¼) of Section 15 in Minnesota Falls Township T-115-N R-39-W. The Yellow Medicine County Land Use and Related Resource Management Ordinance requires a conditional use permit to stockpile reclaimed road material. The Planning Commission also recommended one condition to include with the permit. Sue Vieregge from Central Specialties, Inc. was present to answer any questions about the stockpile. Motion by Commissioner Antony and seconded by Commissioner Johnson to approve conditional use permit YM-518-11 for L.C. Sherman with the following conditions:

1. Stockpile shall be removed from this site in the southwest one-quarter of the northeast one-quarter (SW ¼ NE ¼) of Section 15 in Minnesota Falls Township, within four years from the approval date of this permit.

Motion carried with all voting in favor.

The Board recessed for lunch at 12:17 p.m.

The Board reconvened at 1:00 p.m.

Drainage Law Information Session Kurt Deter from Rinke Noonan Law Firm gave a presentation to the Board and several County staff on drainage laws in Minnesota.

Minnesota Falls Dam Joint Powers Agreement The Board reviewed a proposed joint powers agreement between Yellow Medicine and Chippewa Counties and the City of Granite Falls that would bring the three entities together to look at options for possible joint ownership of the Minnesota Falls Dam. The Board took no action on the agreement.

Other Business None

Informational The Board reviewed information on the change to the market value homestead credit program.

Approval of Disbursements/Review of Auditor's Warrants 9-27-11-06 Motion by Commissioner Sherlin and seconded by Commissioner Antony to approve the Commissioner warrants for the following amounts: \$50,528.61 Revenue Fund, \$74,277.29 Road and Bridge Fund, \$136,530.24 Human Services Fund, 46,817.14 Ditch 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 9-27-11-07 Motion by Commissioner Sherlin and seconded by Commissioner Antony to adjourn at 2:35 p.m. Motion carried with all voting in favor.

Witness:

Attest:



Dick Wambeke, Chair



Lois Bonde, Auditor/Treasurer