

## SYNOPSIS OF COUNTY BOARD MEETING

April 19, 2016

Members present: Seeboth, Berg, Windschitl, Simonsen, and Potter, along with County Administrator Enter and County Attorney Hanson.

M/Berg, S/Potter, to accept the Minutes of 4-5-2016 and authorize publication of the Synopsis of same; carried.

M/Simonsen, S/Berg, to authorize payment of General Government claims in the amount of \$358,823.29 as follows: Revenue \$303,130.96; Public Health \$5,351.06; Road and Bridge \$37,312.59; Family Services \$4,937.61; Park \$42.54; Ditch \$3,776.46; Landfill \$3,917.50; Score \$354.57; carried.

M/Simonsen, S/Seeboth, to authorize the Auditor/Treasurer office to close the Tax Forfeited Land sale for all of the remaining unsold properties; carried.

M/Seeboth, S/Simonsen, and passed 5-0 to approve Resolution No. 2016-07 thereby authorizing the Brown County Auditor's Notice of Sale of Lands 2016.1 Forfeited to the State for Non-Payment of Taxes and authorizing the County Auditor-Treasurer to conduct the sale of tax forfeited lands (91 parcels) on 5-26-2016 commencing at 10 o'clock a.m. in the Brown County Courthouse Commissioner's Room 204, New Ulm, MN. Detailed terms of this sale are on file with the County Auditor-Treasurer's office or on our web site at [www.co.brown.mn.us](http://www.co.brown.mn.us).

M/Berg, S/Potter, to accept and file the 2015 Annual License Bureau Report, which noted gross motor vehicle license sales of \$7,769,681.98 of which \$7,541,327.98 was submitted to the state and \$228,354 in fees was retained by Brown County; and gross driver's license sales of \$215,658.25 of which \$149,212.25 was submitted to the state and \$66,446 in fees was retained by Brown County; Sales also included 620 Game & Fish privileges with Brown County retaining \$792.75 and 1,887 Boat/Snowmobile renewals with Brown County retaining \$8,933.70; carried.

M/Simonsen, S/Berg, to accept and file the Sentence-to-Service (STS) Crew Leaders' and the Juvenile STS Quarterly Reports for 1-1-2016 through 3-31-2016; carried.

M/Potter, S/Simonsen, to approve the Dept. of Corrections REAM Grant Amendment No. 1- Contract #94043 for FY 16, which will provide an additional \$2,000 for the Brown County Remote Electric Alcohol Monitoring Program; carried.

M/Berg, S/Simonsen, and passed 5-0 to approve Resolution No. 2016-08 whereby the Brown County Board of Commissioners approves and authorizes Betti Kamolz, Brown County Recorder to sign the Master Subscriber Agreement for MN Court Data Services for Governmental Agencies (MGA).

M/Seeboth, S/Berg, to accept and order filed the March 2016 Reports of Activity for the Brown County Sheriff's Dept.; carried.

M/Seeboth, S/Simonsen, to accept and file the 2016 1<sup>st</sup> Quarter (Cash Basis and Unaudited) Budget Report which reflects activity at 25% of the budget year as follows: Expenditures of \$6,308,306.11 or 21.0%, and revenues of \$6,691,234.77 or 22.3%; and the 2016 1<sup>st</sup> Quarter Supplemental Budgets Report noting expenditures of \$521,747.42 or 23.0%, and revenues of \$325,907.64 or 13.8% of budgeted activity; carried.

M/Berg, S/Potter, to approve payment of Family Services administrative claims in the amount of \$156,780.13; carried.

At 9:49 AM, Chairman Windschitl convened a Closed Session to consider Social Services Payments, whereupon M/Seeboth, S/Berg, to authorize the payment of Social Services payments in the amount of \$292,853.78; carried and the Closed Session ended at 10:02 AM.

M/Potter, S/Simonsen, to approve Conditional Use Permit (CUP) Application #C-0008 by Central Specialties, Gary Roiger owner, on property described as SW4 & W 4 acres of SE4, Sec03-Twp108N-R35W, Stately Township, Brown County for the purpose to renew previous CUP #C-00223 to allow a gravel mining operation to include mining, extracting, processing and stockpiling of aggregate material for road construction with a portable temporary hotmix plant on an as needed basis all located in the A-1 Ag Protection Zoning District, with four (4) conditions; carried.

M/Berg, S/Potter, to approve CUP Application #C-0007 by Michael & Jenna Griebel on property described as shown in Attachment "A", part of SE4, Sec27-Twp109N-R30W, Cottonwood Township, Brown County for the purpose to renew and amend existing CUP #C-00118 to allow expansion from current 294AU up to a maximum of 395AU (Approx 237 head cows, 80 head heifers, 40 head calves) through construction of an 88' X 126' cattle barn and a 24' X 30' addition to existing barn and to continue to allow use of a 120' X 300' X 7.5' deep earthen dairy waste and runoff holding basin all located in the A-1 Ag Protection Zoning District, with nine (9) conditions; carried.

M/Simonsen, S/Berg, to approve CUP Application #C-0011 by Brian & Teresa Aschenbrenner on property described as SE of NW, SW of NE, NW of SE & NE of SW, Sec05-Twp108N-R32W, Albin Township, Brown County for the purpose to allow up to a maximum of 360 Animal Units (360 head) in an existing cattle finishing operation all located in the A-1 Ag Protection Zoning District, with five (5) conditions; carried.

M/Simonsen, S/Potter, to approve CUP Application #C-0010 by John & Kathleen Greenough on property described as Lot 3 Block 1 Kjelshus Subdivision, Sec30-Twp108N-R31W, Lake Hanska Township,

Brown County for the purpose to allow seasonal dwelling along Lake Hanska for personal use located in the A-1 Ag/Shoreland Protection Zoning District, with two (2) conditions; carried.

M/Seeboth, S/Windschitl, to approve Final Plat P-0004, a Multi Lot (2) split by Paul Kuehn known as Kuehn Fourth Subdivision on property described as part of NE4, Sec03-Twp109N-R30W, Cottonwood Township, Brown County; Parcels being platted are currently Shoreland and crop ground being split into two lots in the A-1 Ag/Shoreland Protection Zoning District; with said approval to include an advisory letter sent to the landowner from the Planning & Zoning Office stating potential erosion concerns of the MN River with said letter recorded with the deed; carried 4-1, with Berg dissenting.

M/Potter, S/Simonsen, to approve Final Plat P-0003, a Single Lot split by Jon & Janice Schauman known as Schauman Subdivision on property described as part of the SE4 of SE4, Sec09-Twp109N-R33W, Leavenworth Township, Brown County. Parcel being platted is currently an existing homestead being split from tillable ground; carried.

M/Berg, S/Potter, to approve the purchase of 30 "Earth Machine" composters from the Recycling Association of Minnesota (RAM) in the amount of \$1,350 (\$45/each). Brown County Solid Waste will sell the composter's for \$50/each to Brown County residents, which includes tax and additional costs of running the program; carried 5-0.

M/Seeboth, S/Simonsen, to approve Amendment #1 of Hazard Mitigation DR-4182/Grant Agreement A-HMGP-D4182-BROWNCO-002 in the amount of \$13,500 to cover the excess costs for acquisition of At-Risk Property and Structures; carried.

M/Potter, S/Windschitl, to authorize the HR Director to compose a job description for a Full Time Human Resources Office Support Specialist position for County Board consideration at a future meeting; carried.

M/Simonsen, S/Seeboth, to accept the resignation of Tanya Hoffmann from her full-time status of a Senior Appraiser in the Assessor's Office effective 5-2-2016; authorize Tanya Hoffmann to continue employment on a part-time basis (up to 20 hrs/week) for up to 6-months as Senior Appraiser at her current hourly rate of \$22.2642; and authorize to post the vacancy for one FT Senior Appraiser according to policy; carried.

M/Seeboth, S/Potter, to appoint Sean Gremmels as Appraiser in the Assessor's Office at the hourly rate of \$17.8119, Grade XI, Entry, with an anticipated start date of 5-9-2016 pending successful completion of pre-employment screening; carried.

M/Berg, S/Simonsen, to accept the quote of \$45,086.23 based on estimated quantities from W.W. Blacktopping, Inc., Mankato, MN to blacktop the parking area of the License Bureau/Heartland Express office building and adjacent alleys, with half of the alley blacktopping cost paid by neighboring lot owners; carried 5-0.

At 11:00 AM, Chairman Windschitl convened the public hearings for CD#20, CD#33, CD#44, and CD#64 Redetermination of Benefits. In attendance were Auditor/Treasurer Prochniak; A/T Property Maintenance Specialist Derksen; Highway Engineer Stevens; Ditch Viewers Chuck Bowers, Tom Mahoney, and Dan Ruby; and Consultant Ron Ringquist. A/T Prochniak noted that the notices of the public hearings were published as required, the affidavits of publication are on file, and that the Notice of Hearing was sent to all CD#20, CD#33, CD#44, and CD#64 landowners of record. Consultant Ringquist presented general information of the redetermination of benefits process for CD#20, CD#33, CD#44, and CD#64.

At 11:18 AM, Chairman Windschitl convened the CD#20 Redetermination of Benefits public hearing. Consultant Ringquist presented the CD#20 Brown County Drainage Authority Report dated 3-8-2016 which noted that CD#20 is an all-tile system. Consultant Ringquist reported on revisions of the report as related to the landowners' informational meeting held previously. No public testimony was received. After limited discussion, M/Potter, S/Berg, to accept the County Ditch No. 20 Redetermination of Benefits as amended and to direct the County Attorney to prepare the Findings of Fact and Order to be considered at a future County Board meeting; passed.

At 11:30 AM, Chairman Windschitl convened the CD#33 Redetermination of Benefits public hearing. Consultant Ringquist presented the CD#33 Brown County Drainage Authority Report dated 3-8-2016 which noted that CD#33 includes both open ditch and tile system in part of Albin and Mulligan Townships. Consultant Ringquist also reported on revisions of the report as related to the landowners' informational meeting held previously. No public testimony was received. After considerable discussion, M/Potter, S/Berg, to continue the CD#33 public hearing at 11:00 AM on 5-17-2016 in the Commissioners Room 204 of the Brown County Courthouse, New Ulm, MN; passed.

At 11:52 AM, Chairman Windschitl convened the CD#44 Redetermination of Benefits public hearing. Consultant Ringquist presented the CD#44 Brown County Drainage Authority Report dated 3-8-2016 which noted that CD#44 is an all-tile system. No public testimony was received. After limited discussion, M/Potter, S/Simonsen, to accept the County Ditch No. 44 Redetermination of Benefits and to direct the County Attorney to prepare the Findings of Fact and Order to be considered at a future County Board meeting; passed.

At 11:56 AM, Chairman Windschitl convened the CD#64 Redetermination of Benefits public hearing. Consultant Ringquist presented the CD#64 Brown County Drainage Authority Report dated 3-8-2016 which noted that CD#64 is an all-tile system. No public testimony was received. After limited discussion, M/Potter, S/Simonsen, to accept the County Ditch No. 64 Redetermination of Benefits and to direct the County Attorney to prepare the Findings of Fact and Order to be considered at a future County Board meeting; passed.

At 12:07 PM this date 4-19-2016, Chairman Windschitl recessed the Regular Meeting and convened a Closed Session pursuant to MN Statutes 13D.05, Subd 3 to develop an offer for the purchase of property described as the SE ¼ of the SE ¼ of Section 31-T110N-R31W in Milford Township which are lands located adjacent to the Brown County Sanitary Landfill. The closed session was attended by Commissioners Seeboth, Berg, Windschitl, Simonsen, and Potter, along with County Administrator Enter, County Attorney Hanson, Solid Waste Officer Sletta, and County Assessor Grunert. The Closed Session adjourned at 12:35 PM.

Correspondence C-1 thru C-9 were accepted and filed. Seeboth reported on the Brown County Historical Society; Potter reported on the Ditch Redetermination meetings on 4-14-2016; and on Area II and RCRC matter.

Calendars were coordinated for the next two week period.

There being no further business, Chairman Windschitl declared the Meeting adjourned at 12:48 PM.

The Official Minutes of the Regular Meeting of 4-19-2016 are on file in the County Administrator's Office and may be viewed during normal business hours, M-F, 8AM-4:30PM. Correspondence and requests for additional information may be directed to the County Administrator's E-Mail Address: [cntyadm@co.brown.mn.us](mailto:cntyadm@co.brown.mn.us) Home Page Address: [www.co.brown.mn.us](http://www.co.brown.mn.us)