

SYNOPSIS OF COUNTY BOARD MEETING

March 15, 2022

Members present: Borchert, Berg, Windschitl, Simonsen, Veerkamp along with County Administrator Hansen, and County Attorney Hanson.

M/Borchert, S/Windschitl, to accept the Minutes of 3-1-2022 and authorize publication of the Synopsis of same; carried.

M/Windschitl, S/Berg, to declare as excess property inventory firearms from the Brown County Sheriff Office case files surplus to either be sold to a Federal Firearms Dealer or destroyed due to condition and/or alterations; carried.

M/Borchert, S/Veerkamp, to accept and order filed the February 2022 Monthly Report of Activity for the Brown County Sheriff's Department; carried.

M/Windschitl, S/Borchert, to authorize payment of General Government claims in the amount of \$802,466.09 as follows: Revenue \$230,911.42; Public Health \$4,522.18; Road and Bridge \$553,431.77; Human Services \$663.67; Park Fund \$244.29; Ditch \$2,820.09; Capital Improvement Fund \$2,568.73; Landfill \$7,303.94. In accordance with MS 375.12, the following claims exceeding \$2,000 are included in the Fund totals above: American Artstone Company \$6,000.00; Auto Value New Ulm \$3,440.65; Avenue Insights & Analytics \$6,856.47; Bond Trust Services Corp 329545 \$518,786.25; Consolidated Correctional Foods \$10,463.34; Diversified Real Estate Services \$15,000.00; GEI Consultants Inc \$3,883.94; Gieseke Service Inc. \$2,990.00; I & S Group Inc \$2,560.00; Intercontinental Hotel Riverfront \$3,323.68; Johnstone Supply \$2,568.73; Little Falls Machine Inc. \$5,873.46; Midstates Equipment & Supply \$2,034.90; Mn Dept Of Agriculture \$138,324.43; Nilson Heating & Air Conditioning \$2,464.35; Petrochoice Lubrication Solutions \$3,281.98; River Bend-Kemske Business Products \$2,348.05; Ron's Recycling \$3,420.00; School Locker.com \$2,922.95; SHI International Corp \$ 2,321.98; Tyler Technologies Inc. \$24,962.00. 134 Payments less than \$2,000 \$38,638.93; Final Total \$802,466.09; carried.

Correspondence C-2 was accepted and filed. Veerkamp reported on the AMC Legislative Conference, Association of Rural Counties meeting, and Brown County Township Association meeting.

M/Windschitl, S/Berg, to award the Brown County SAP 008-613-032 & New Ulm SAP 148-020-005 on CSAH Projects to Mathiowetz Construction Company in the amount of \$3,777,959.73; carried. No other bids were received.

M/Simonsen, S/Veerkamp, to accept and ordered filed the first quarterly update on the Tyler Tax and CAMA conversion; carried.

M/Simonsen, S/Berg, to accept and file the Assessor's Office first quarterly report of 2022 noting the Tax Court, Quintile and Office updates; carried.

Correspondence C-3 was accepted and filed. Windschitl reported on the AMC Legislative Conference, Association of Rural Counties meeting, and Brown County Township Association meeting, Enterprise North meetings, and BCHS meeting.

M/Simonsen, S/Veerkamp, to approve Conditional Use Permit Application (CUP) APP-C-0143 by Andrew Lang of the Brown County Highway Department on property owned by Brown County described as Lot M of the NW ¼ of the NE ¼, of Section 3, Township 109 North, Range 32 West, Stark Township, Brown County, MN. Application is to renew an existing Conditional Use permit to continue to allow the use of an existing gravel mine to include gravel screening, processing, and hot mix plant, all located in the A-1 Agricultural Protection Zoning District, with seven (7) conditions; carried 5-0.

M/Veerkamp, S/Windschitl, to approve CUP APP-C-0144 by Scott Ryan MacNeil of American Tower Corporation on property owned by Russell & Lois Stueber described as S 50 Acre of the NE ¼, of Section 20, Township 110 North, Range 31 West, Milford Township, Brown County, MN. Application is to renew an existing Conditional Use Permit to continue to allow the use of a 200' guyed tower to be used as a communications facility & to maintain construct, repair & operate said communication facility inclusive of uses incidental thereto, in the A-1 Agricultural Protection Zoning District, with two (2) conditions; carried 5-0.

M/Borchert, S/Simonsen, to approve CUP Application APP-C-0145 by Scott Ryan MacNeil of American Tower Corporation on property owned by Michael Richert described as the part of the SE ¼, of Section 31, Township 110 North, Range 33 West, Prairieville Township, Brown County, MN. Application is to renew an existing Conditional Use Permit to continue to allow the use of a 300' guyed tower to be used as a communications facility & to maintain construct, repair & operate said communication facility inclusive of uses incidental thereto, in the A-1 Agricultural Protection Zoning District, with two (2) conditions; carried 5-0.

M/Windschitl, S/Berg, to approve CUP Application APP-C-0146 by Scott Ryan MacNeil of American Tower Corporation on property owned by Harlyn S Hanson described as the part of the SW ¼ of the NW ¼, of Section 21, Township 108 North, Range 30 West, Linden Township, Brown County, MN. Application is to renew an existing Conditional Use Permit to continue to allow the use of a 320' guyed tower to be used as a communications facility & to maintain construct, repair & operate said communication facility inclusive of uses incidental thereto, in the A-1 Agricultural Protection Zoning District, with two (2) conditions; carried 5-0.

M/Simonsen, S/Veerkamp, to approve CUP Application APP-C-0147 by Sandra Wacek of Winter Creek Farms Inc. on property owned by Winter Creek Farms, Inc. described as part of the NW ¼ of the NW ¼ of Section 17, Township 109 North, Range 35 West, North Star Township, Brown County, MN. Application is to renew and amend an existing Conditional Use Permit to allow an expansion from the current 1106 AU to 1213.5 AU in a turkey operation, all located in the A-1 Agricultural Protection Zoning District, with four (4) conditions; carried 5-0.

M/Borchert, S/Veerkamp, to approve CUP Application APP-C-0148 by Sandra Wacek of Winter Creek Farms Inc. on property owned by Winter Creek Farms, Inc. described as part of the SE ¼ of Section 20, Township 109 North, Range 35 West, North Star Township, Brown County, MN. Application is to renew and amend an existing Conditional Use Permit to allow an expansion from the current 1106 AU to 1213.5 AU in a turkey operation, all located in the A-1 Agricultural Protection Zoning District, with four (4) conditions; carried 5-0.

M/Veerkamp, S/Simonsen, to approve CUP Application APP-C-0149 by Randy Lax on property owned by Randy & Diane Lax described as SW ¼ of the SE ¼ of Section 15, Township 109 North, Range 33 West, Leavenworth Township, Brown County, MN. Application is to renew an existing Conditional Use Permit to continue to allow a feedlot of 588 AU beef steer and dairy calves operation, all located in the A-1 Agricultural Protection Zoning District, with three (3) conditions; carried 5-0.

M/Windschitl, S/Berg, to approve Final Plat Application APP-P-0097 by Lorin Helget on the property owned by Cecilia D Zwaschka known as Zwaschka 3rd Subdivision (8.09 Acres) on the property described as Lot 1, Block 1, Zwaschka 2nd Subdivision Section 25, Township 108 North, Range 33 West, all in Mulligan Township, Brown County, MN. Application is the expansion of Lot 1, Block 1, Zwaschka 2nd Subdivision, all located in the A-1 Agricultural Protection Zoning District; carried 5-0.

M/Simonsen, S/Borchert, to approve Preliminary Plat Application APP-P-0098 by Douglas Koehler on the property owned by Douglas Koehler known as Koehler Second Subdivision Lot 1 (5.02 acres) and Lot 2 (3.28 Acres) on the property described as part of the SE ¼ of the SW ¼, Section 22, Township 108 North, Range 30 West, all in Linden Township, Brown County, MN. Application is to re-subdivide and to adjust current parcels lines, all located in A-1 Agricultural Protection Zoning District; carried 5-0.

M/Borchert, S/Simonsen, to approve Preliminary Plat Application APP-P-0099 by Landen Berle on the property owned by Leslie Johnson known as Berle and Johnson Subdivision Lot 1 (3.21 acres) and Lot 2 (4.02 acres) on the property described as Lot 3, Block 1, Galvin's 2nd Subdivision, Section 3, Township 109 North, Range 32 West, all in Stark Township, Brown County, MN. Application is to split the existing platted lot into 2 new platted lots, all located in A-1 Agricultural Protection Zoning District; carried 5-0.

M/Simonsen, S/Veerkamp, to approve Preliminary Plat Application APP-P-0100 by Donald Hirsch on the property owned by Donald Hirsch known as Hirsch 2nd Subdivision (2.74 Acres) on the property described as part of Lot 1 of the NW ¼ of the SW ¼, Section 25, Township 110 North, Range 33 West, all in Prairieville Township, Brown County, MN. Application is to split off stock pile area from tillable ground, all located in A-1 Agricultural Protection Zoning District; carried 5-0.

M/Veerkamp, S/Berg, to approve Preliminary Plat Application APP-P-0101 by Eric Pierson on the property owned by Eric M & Jennifer L Pierson known as Pierson Subdivision (3.75 acres) on the property described as part of the SW ¼ of the SE ¼, Section 18, Township 108 North, Range 31 West, all in Lake Hanska Township, Brown County, MN. Application is to split off the residential part of the building site from the agricultural site, all located in the A-1 Agricultural Protection Zoning District; carried 5-0.

M/Borchert, S/Veerkamp, to approve the Contract with Independent Caretaker Maintenance Agreement with David Helget to serve as Park Caretaker for the 2022 park season (4-15-22 thru 12-31-22) for Treml County Park in the amount of \$5,280 and mileage compensation from Treml County Park to the Brown County Landfill for necessary park waste disposal at a rate of \$.585 per mile; and to approve the Contract with Independent Caretaker Maintenance Agreement with Gary Schenk to serve as Park Caretaker for the 2022 park season (4-15-22 thru 4-15-23) for Mound Creek County Park including winter monitoring (10-15-22 thru 4-15-23) for a total contract cost in the amount of \$15,000 and mileage compensation from Mound Creek County Park to the Brown County Landfill for necessary park waste disposal at a rate of \$.585 per mile; and to approve the Contract with Independent Caretaker Maintenance Agreement with Bruns Property Management to serve as Park Caretaker for the 2022 park season (4-15-22 thru 12-31-22) for Lost Dog & Fox Hunter's County Park in the amount of \$4,750 and mileage compensation from Lost Dog & Fox Hunter's County Park to the Brown County Landfill for necessary park waste disposal at a rate of \$.585 per mile; carried 5-0. It should be noted that the day-use park contracts include language and payment (\$20/day) for days that Treml County Park and Mound Creek County Park are open beyond the normal park season of April 15 to October 15.

M/Borchert, S/Berg, to approve the Sanitary Landfill Operation Contract with Mathiowetz Enterprises, Inc. (MEI) as recommended by the Solid Waste Advisory Commission (SWAC) to operate the Brown County Landfill in the amount of \$445,115 with a Fuel Stop Loss minimum \$3.00 and maximum \$3.90 for the period 4-1-2022 through 3-31-2023; carried.

M/Borchert, S/Simonsen, to approve the revisions to the Brown County Zoning Ordinance effective 3-15-22 as recommend by the Brown County Planning Commission as follows: 1. Section 305.1– update definition of Substantial improvement reference after definition renumbering; 2. Section 402– Definition Updates (correct error in AU # for swine under 55 lbs., new definition for condominium, update PUD definition, add definition for Interim Use, and renumber definitions); 3. Section 506 CUP–remove language about time frame condition on permits.; 4. Add 507 IUP Section; 5. Renumber Zoning Permits (507) to 508; 6. Violations, Penalties and Enforcement (508) to 509; 7. Section 603 A-1 Zone-Renumbering to include IUP: Allowed Uses (remove temporary dwelling unit language), CUP (add wording for Sewage Lagoon, add Earthen liquid manure storage Basin, remove Mining and Extraction, revise campground to require at 5 campers to line up with licensing, add Condominium, remove Radio & TV Transmission Tower, and remove Communication Tower), Add IUP (Mining and Extraction Operations, Communication Towers, and Temporary Dwelling Unit); 8. Section 605 B-1–CUP (remove radio & TV transmission Tower as this is the same thing as a communication tower which is listed under prohibited uses); 9. Section 607 I-1– CUP(remove Mining and extraction and remove communication towers), add IUP(add Mining and extraction and add communication towers), Renumber ; 10. Section 608 I-2–CUP(remove mining and extraction), IUP(add Mining and Extraction Operations), Renumber; 11. Section 729 Mining and Extraction– change all language about CUP to IUP; 12. Section 730.1 #8–Reference to sign section number is wrong. Change from 729 to 726; 13. Section 731 Bed and Breakfast –Remove language about CUP time frame; and 14. Section 735 Communications Towers–update language to IUP instead of CUP; carried.

M/Simonsen, S/Veerkamp, and passed 5-0, to approve Brown County Resolution 2022-11 in regards to supporting a watershed-scale planning efforts consistent with Minnesota Statutes, Chapter 103B.801, also known as One Watershed, One Plan; and collaborate with the counties, soil and water conservation districts, and watershed districts within the Cottonwood/Middle MN Watershed #23 for watershed-scale planning efforts in the future; and support an application to the Board of Water and Soil Resources for a planning grant to develop a comprehensive watershed management plan and anticipates entering into a Memorandum of Agreement with the counties, soil and water conservation districts, and watershed districts within the Cottonwood/Middle MN Watershed #23, to collaborate on this effort, pending selection as a recipient of a planning grant.

M/Simonsen, S/Windschitl, to accept and file the 2021 Year-End Budget Report (Cash Basis and Unaudited) which reflects activity at 100% of the budget year as follows: Expenditures of \$40,683,916.65 or 97.2%, and revenues of \$39,801,257.04 or 97.0%; and the 2021 Year-End Supplemental Budgets Report noting expenditures of \$3,690,866.00 or 137.1%, and revenues of \$2,485,411.84 or 139.0% of budgeted activity; carried.

M/Windschitl, S/Berg, to accept and file the January 2022 Budget Report (Cash Basis and Unaudited) which reflects activity at 8.3% of the budget year as follows: expenditures of \$2,914,243.91 or 6.8%, and revenues of \$845,024.36 or 2.0%; and the January 2022 Supplemental Budgets Report noting expenditures of \$195,979.98 or 9.0%, and revenues of \$190,306.34 or 9.6% of annual budgeted activity; carried.

Correspondence C-4 was accepted and filed. Simonsen reported on AMC Legislative Conference, Association of Rural Counties meeting, and Brown County Township Association meeting.

M/Windschitl, S/Veerkamp, to approve the conditional appointment of Christopher Fritz as FT Information Technology Systems Technician contingent upon satisfactory results of a pre-employment background checks/screenings, at the hourly wage of \$23.41, Grade XII, Step 1, with an anticipated hire date to be determined and contingent upon satisfactory results of a pre-employment background checks/screenings; carried.

M/Borchert, S/Berg, to accept the resignation of Breanna Tuley, FT Social Worker – Child Protection effective 3-04-2022, and ratify the posting of the vacancy for a FT Social Worker – Child Protection according to policy; carried.

M/Borchert, S/Simonsen, to authorize posting for a FT Adult Mental Health Social Worker due to an employee’s long-term leave of absence; carried.

M/Veerkamp, S/Windschitl, to ratify the FTE status change from .75 FTE back to 1.0 FTE for Mary Lou Serbus, Human Services Adult Mental Health Social Worker effective 3-7-2022 up to 6-3-2022; carried.

M/Veerkamp, S/Berg, to approve payment of Human Services administrative claims in the amount of \$183,537.14. In accordance with MS 375.12 the following claims exceed \$2,000: Brown County Public Health Nursing \$3,000.00; Confidential Client \$2,160.22; Greater MN Family Services \$7,861.24; The Journal Inc. \$2,319.58; MN Dept. of Transportation \$20,077.98; MN Human Services \$80,771.69; PRO Kinship \$3,500.00; Superior Mobility \$5,119.76; 174 payments less than \$2,000 total \$58,726.67; Final total is \$183,537.14; carried.

M/Simonsen, S/Windschitl, to convene into closed session to consider Social Service Payments; carried.

M/Windschitl, S/Borchert, to authorize the payment of Social Services payments in the amount of \$176,532.40. This motion carried unanimously. In accordance with MS 375.12 the following claims exceed \$2,000: Brown Co Evaluation Ctr \$9,613.76; DHS – MNSOP \$4,057.20; Families First Collaborative \$51,014.00; DHS Forensic Nursing Home \$2,195.20; Gerard Nexus Inc. \$4,012.80; Greater MN Family

Services \$3,990.00; Habilitative Services Inc. SILS \$3,160.33; Confidential Client \$2,210.60; Confidential Client \$2,531.32; LDR Home Care LLC \$12,156.55; LSSMN \$7,459.48; MBW Company SILS Program \$3,197.62; MRCI Inc. \$5,230.82; Nexus-Kindred Family Healing \$4,506.60; Prairie Lakes Youth Programs \$22,902.14; Second Chances \$6,170.93; Spurgin/Gerane \$4,492.25; 40 payments less than \$2,000 total \$27,630.80; Final Total \$176,532.40; carried.

M/Veerkamp, S/Borchert, to cease closed session and resume open session; carried.

Correspondence C-1 and C-5 through C-6 were accepted and filed. Borchert reported on AMC Legislative Conference, Association of Rural Counties meeting, and Brown County Township Association meeting, RAC meeting, BC Evaluation meeting, and CHB meeting; Berg reported on AMC Legislative Conference, Association of Rural Counties meeting, and Brown County Township Association meeting, Park Board meeting, and GBERBA meeting.

Calendars were coordinated for the next two week period.

There being no further business, Chairman Berg declared the Meeting adjourned at 12:21 PM.

The Official Minutes of the Regular Meeting of 3-15-2022 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: cntyadmn@co.brown.mn.us Home Page Address: www.co.brown.mn.us