

**Minutes of Le Sueur County Board of Commissioners Meeting
February 23, 2021**

The Le Sueur County Board of Commissioners met in regular session on Tuesday, February 23, 2021 at 9:00 a.m. in the Courthouse at Le Center, Minnesota. Those members present were: John King, Dave Gliszinski, Lance Wetzel (remote), Steve Rohlring and Danny O'Keefe. Also present were Dani Blaschko, Brent Christian and Pam Herrmann.

On motion by O'Keefe , seconded by King and approved via roll call vote 5 to 0, the Board approved the agenda for the business of the day with one change to swap items 12 and 13.

On motion by Gliszinski, seconded by Wetzel and approved via roll call vote 5 to 0, the Board approved the consent agenda:

- Approved the February 16, 2021 County Board Minutes and Summary Minutes.
- Electronic Funds Transfer Report

Brett Mason appeared before the Board with a couple requests.

On motion by Wetzel, seconded by King and approved via roll call 5 to 0, the Board approved the ATV quote of \$7690.00 to Moose Lake Implement for a 2021 Polaris Sportsman 670 EPS Desert Sand.

On motion by Wetzel, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved the Squad Car quote of \$94,242 to Wolf Motors for two 2021 AWD Police Interceptor SUV AWDs.

On motion by King, seconded by Wetzel and approved via roll call 5 to 0, the Board approved the Squad Car quote of \$28,945 to Jeff Belzer's for a 2021 Base AWD Explorer.

Holly Kalbus, Environmental Resources Specialist came before the Board with a few items.

On motion by O'Keefe, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved the MN 97.5 radio ads for a maximum cost of \$2,400.

On motion by Gliszinski, seconded by Wetzel and approved via roll call 5 to 0, the Board approved the Gravel Tax project on German Lake bid to Clayton Roemhildt for \$11,350 with County Cost Share at \$5,000.

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved the Lower Minnesota River One Watershed One Plan Resolution. Will discuss which Commissioners will sit on the Policy Committee.

Dave Tiegs appeared before the board with a couple items.

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved the request for final payment to Wm Mueller & Sons for \$348,580.82 for the 2020 contract SAP

040-633-007, SAP 040-633-008, CP 1131, and CP 2104. (CSAH 33 Box Culvert and Surface Reclamation, Bituminous Overlays of CR 104 and CR 131)

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved the request for a resolution supporting LRIP Grant application for the Reconstruction of CSAH 36 in the City of Le Sueur.

Cindy Westerhouse, Human Resources Director came before the Board with several items for approval.

On motion by Gliszinski, seconded by King and approved via roll call 3 to 0 with Wetzel absent and O'Keefe abstaining, the Board approved the Recommendation to hire Lori Helling as a temporary, full time Accounting/License Clerk for the License Bureau in Auditor-Treasurer's Office, Grade 7, Step 7 at \$25.44 per hour, effective February 22, 2021.

On motion by O'Keefe, seconded by King and approved via roll call 5 to 0, the Board approved the Recommendation to approve Mary Jo O'Malley, Administrative Assistant II in the County Attorney's Office, 2nd renewal request for the Phased Retirement Option Agreement, effective March 4, 2021 to March 4, 2022.

On motion by O'Keefe, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved the Recommendation to accept the resignation request from Kayla Crowell, full time Correctional Officer in the Sheriff's Office, effective March 4, 2021.

On motion by O'Keefe, seconded by Wetzel and approved via roll call 5 to 0, the Board approved the Recommendation to post and advertise for a full time Correctional Officer in the Sheriff's Office, Grade 6, Step 4 at \$21.59 per hour.

On motion by King, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved the Recommendation to grant regular status to Austin Bachman full time Deputy Sheriff in the Sheriff's Office, effective February 17, 2021.

On motion by Gliszinski, seconded by Wetzel and approved via roll call 5 to 0, the Board approved the Recommendation to accept the resignation request from Deb Serich, full time Financial Assistant Supervisor I in Human Services, effective March 12, 2021.

On motion by O'Keefe, seconded by King and approved via roll call 5 to 0, the Board approved the Recommendation to post and request the merit list for a full time Financial Assistant Supervisor I in Human Services, Grade 12, Step 4 at \$30.64 per hour.

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved the Recommendation to grant regular status to Missy Dee, full time Agency Social Worker in Human Services, effective February 17, 2021.

On motion by Gliszinski, seconded by O’Keefe and approved via roll call 5 to 0, the Board approved the Recommendation to promote Caitlin Meyer, full time Administrative Aide, Grade 7, Step 6, \$24.57 per hour to a full time Agency Social Worker in Human Services, Grade 11, Step 4, \$28.91 per hour, effective March 1, 2021.

On motion by King, seconded by O’Keefe and approved via roll call 5 to 0, the Board approved the Recommendation to post and request the merit list for a full time Administrative Aide, Grade 7, Step 4, \$22.89 per hour in Human Services.

On motion by O’Keefe, seconded by King and approved via roll call 5 to 0, the Board approved the Recommendation to approve and sign the Labor Agreement with the International Union of Operating Engineers, Local No. 49 for the Highway Maintenance Unit.

Molly Just, Consultant Planner came before the Board with several items.

On motion by O’Keefe, seconded by King and approved via roll call 5 to 0, the Board granted a Conditional Use Permit to Steve and Eileen Boehm, Eagan, MN (applicant) to allow the applicant grading, excavating, and filling of 34 cubic yards of which 8 will be in the bluff/bluff impact zone and 20 will be in the shoreland/shore impact zone to remove retaining walls and restore the land to a more natural slope in a Recreational Residential “RR” Shoreland District, West Lake Jefferson a Recreational Development “RD” lake. Property is located at Lot 29, Edgewater Terrace, Section 3, Cleveland Township. The application is approved with the following condition:

1. Plant deep rooted Minnesota native vegetation within the proposed native planting restoration area.

The findings are on file at the Planning & Zoning Office.

On motion by King, seconded by O’Keefe and approved via roll call 5 to 0, the Board granted a Conditional Use Permit to Clay Miller (Applicant/Owner) to allow for a home addition using stem wall construction in a Recreational Residential “RR” Shoreland District, Tetonka Lake a Recreational Development “RD” lake. Property is located at Lot 36, Tetonka Beach Subdivision, Section 24, Elysian Township. The application is approved as written.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission recommends approval of the application as written. The findings are on file at the Planning & Zoning Office.

On motion by Wetzel, seconded by King and approved via roll call 5 to 0, the Board set the Bond amount at \$25,000 for USS Water City Solar CUP for Grading, Excavating and Fill over 1,500 cubic yards.

On motion by O’Keefe, seconded by Gliszinski and approved via roll call 5 to 0, the Board set the Bond amount at \$25,000 for USS Water Town Solar CUP for Grading, Excavating and Fill over 1,500 cubic yards.

On motion by O’Keefe, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved to reconvene the CD 41 Redetermination of Benefits Public Hearing.

John Kolb shared Findings and Order.

On motion by Wetzel, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved the CD 41 Redetermination of Benefits.

On motion by O'Keefe, seconded by King and approved via roll call 5 to 0, the Board approved to close the CD 41 Redetermination of Benefits Public Hearing.

On motion by O'Keefe, seconded by King and approved via roll call 5 to 0, the Board re-opened the regular Board meeting.

On motion by Gliszinski, seconded by King and approved via roll call 5 to 0, the Board approved to open the Planning & Zoning Ordinance Amendment Public Hearing.

No public comments were heard.

On motion by King, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved to close the Public Comments.

On motion by Gliszinski, seconded by O'Keefe and approved via roll call 5 to 0, the Board granted a Zoning Ordinance Amendment to Joshua Beulke and Jonathan Beulke, Montgomery (Applicant) to allow Mental Health Clinics as a Conditional Use in the Special Protection (SP) Shoreland District and add definitions related to the use.

WHEREAS, the Le Sueur County Planning and Zoning Commission held a public hearing on January 14, 2021 in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends Approval of the application due to the following findings:

1. The proposal reflects and is consistent with the goals and polices of the Le Sueur County Land Use Plan.
2. The proposal is compatible with the overall character of existing development in the immediate vicinity of the affected property. Consideration shall be made if there are similar land uses nearby or if the proposed use would be isolated.
3. The proposal will not have an adverse effect on the values of adjacent properties.
4. The proposal will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted.
5. The proposal will not impede the normal and orderly development of surrounding vacant property for predominant uses in the area.
6. The density of the proposal is not greater than the density of the surrounding neighborhood or density indicated by the applicable Zoning District.
7. Adequate utilities, access roads, drainage, and other necessary infrastructure are being provided.
8. Soil conditions are adequate to accommodate the proposal.
9. The proposal will not create a potential pollution hazard.

10. The proposal will not degrade the water quality of the County.

11. The proposal will not have a negative impact upon natural resource areas such as bluffs, wetlands, water bodies, agricultural land, woodlands, and aggregate resource deposits.

12. The proposal will not negatively affect the protection of the public health, safety, and general welfare.

The proposal will not negatively affect the protection of the public health, safety, and general welfare.

WHEREAS, the Le Sueur County Board of Commissioners held a public hearing on February 23, 2021 in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, On February 23, 2021, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners APPROVED/DENIED the Zoning Ordinance Amendment application as requested by JOSHUA BEULKE AND JONATHAN BEULKE, MONTGOMERY, MN, (APPLICANT).

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the February 23, 2021 Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. The proposal reflects and is consistent with the goals and policies of the Le Sueur County Land Use Plan.

2. The proposal is compatible with the overall character of existing development in the immediate vicinity of the affected property. Consideration shall be made if there are similar land uses nearby or if the proposed use would be isolated.

3. The proposal will not have an adverse effect on the values of adjacent properties.

4. The proposal will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted.

5. The proposal will not impede the normal and orderly development of surrounding vacant property for predominant uses in the area.

6. The density of the proposal is not greater than the density of the surrounding neighborhood or density indicated by the applicable Zoning District.

7. Adequate utilities, access roads, drainage, and other necessary infrastructure are being provided.

8. Soil conditions are adequate to accommodate the proposal.

9. The proposal will not create a potential pollution hazard.

10. The proposal will not degrade the water quality of the County.

11. The proposal will not have a negative impact upon natural resource areas such as bluffs, wetlands, water bodies, agricultural land, woodlands, and aggregate resource deposits.

12. The proposal will not negatively affect the protection of the public health, safety, and general welfare.

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Zoning Ordinance Amendment to allow Mental Health Clinics as a Conditional Use in the Special Protection (SP) Shoreland District and add definitions related to the use, is approved.

Barbara Droher Kline appeared before the Board with updates on the Minnesota Rural Broadband Coalition and the 2021 Membership Form.

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved the payment to Minnesota Rural Broadband Coalition for \$2,500 for our membership fees.

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the meeting is recessed until 11 a.m.

On motion by O'Keefe, seconded by Gliszinski and approved via roll call 5 to 0, the meeting is reconvened.

On motion by Gliszinski, seconded by O'Keefe and approved via roll call 5 to 0, the Board approved to open the CD 61 Redetermination of Benefits Public Hearing.

John Kolb shared Findings and Order.

On motion by King, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved to close the CD 61 Redetermination of Benefits Public Hearing.

On motion by King, seconded by Gliszinski and approved via roll call 5 to 0, the Board approved the CD61 Redetermination of Benefits.

On motion by Gliszinski, seconded by O'Keefe and approved via roll call 5 to 0, the Board adjourned the CD 61 Redetermination of Benefits Public Hearing.

Commissioner Committee Reports:

- Commissioner Gliszinski reported on WSB meeting, Dept Head
- Commissioner King reported on WSB meeting, Extension Committee
- Commissioner Wetzel reported on MN Valley Coalition of Government, AMC Transportation Policy
- Commissioner O'Keefe reported on Auditor/Treasurer Work Session, Fairboard, HR meeting, Dept Head and HR meeting
- Commissioner Rohlfing reported on Auditor/Treasurer Work Session, Tri County Solid Waste, SHIP, Canon Rivershed, PH meeting, HR meeting, Dept Head, and HR meeting

On motion by King, seconded by O'Keefe and approved via roll call 5 to 0, the Board adjourned until March 2 at 9:00 a.m.

ATTEST: _____
Le Sueur County Administrator

Le Sueur County Chairman