

**Minutes of Le Sueur County Board of Commissioners Meeting
March 24, 2020**

The Le Sueur County Board of Commissioners met in regular session on Tuesday, March 24, 2020 at 9:00 a.m. in the Courthouse at Le Center, Minnesota. Those members present were: John King (remote), Dave Gliszinski (remote), Lance Wetzel, Steve Rohlfing and Danny O'Keefe. Also present were Darrell Pettis and Brent Christian.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board approved the agenda for the business of the day.

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

- Approved the March 17, 2020 County Board Minutes and Summary Minutes.
- Approved the March 18, 2020 County Board Emergency Meeting Minutes and Summary Minutes.
- Approved a County issued credit card for Mark Roemhildt.
- Approved the Electronic Funds Transfer report:
 - 3/17/2020 Transferred \$500,000.00 from First National Bank of Le Center to Cornerstone State Bank of Le Sueur for Payroll.
 - 3/17/2020 Transferred \$300,000.00 from HomeTown Bank to Cornerstone State Bank of Le Sueur for Payroll.
 - 3/18/2020 Transferred \$25,308.25 from HomeTown Bank (bond proceeds) to First State Bank of Le Center for Justice Center payment.

Joshua Mankowski, Planning & Zoning Administrator appeared before the Board with four items for approval.

On motion by O'Keefe, seconded by Wetzel and approved unanimously via roll call 5 – 0, the Board granted a Conditional Use Permit to TOMAHAWK CUSTOM TRAILERS, (APPLICANT); DAVID FREDRICKSON, LE CENTER, MN, (OWNER) to allow the applicant to operate a trailer manufacturing and sales business in a General Industry "I" District. Property is located in the NE/NW, Section 35, Lexington Township. The application is approved with the following conditions:

1. Submit to the Environmental Services Department a copy of the service contract for the floor drain tanks. The service contract shall include where the tank contents are being disposed at and approval to dispose at this location. When a new service contract is signed and/or revised, the Department shall receive a copy.
2. Submit to the Environmental Services Department a copy of the service contract for the hazardous waste disposal. When a new service contract is signed and/or revised, the Department shall receive a copy.
3. Continue to store tires, rims, axles, other trailer parts and unused steel within storage buildings.

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

On motion by Wetzel, seconded by King and approved unanimously via roll call 5- 0, the Board granted a Conditional Use Permit to LINDA GOOD, CLEVELAND, MN, (APPLICANT\OWNER) to allow grading, excavating, and filling of 32.06 cubic yards of material on a lot, within the bluff, and within the shore impact zone for a shoreline rip rap project in a Recreational Residential "RR" District, on Lake Jefferson, a Recreational Development "RD" lake. Property is located at Lots 17 & 18, Cape Horn Subdivision, Section 1, Cleveland Township. The application is approved with the following condition:

1. Plant deep rooted Minnesota native vegetation along rip rap project. The native vegetation will provide stability and help protect the shoreline and bluff from erosion and runoff.

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

On motion by O'Keefe, seconded by Wetzel and approved unanimously via roll call 5- 0, the Board granted a Conditional Use Permit to JANICE GRAFF, LAKEVILLE, MN, (APPLICANT\OWNER) to allow grading, excavating, and filling of 37.57 cubic yards of material on a lot, 36.8 cubic yards in the bluff, and 37.57 cubic yards in the shore impact zone for a shoreline rip rap project in a Recreational Residential "RR" District, Lake Jefferson a Recreational Development "RD" lake. Property is located at Lots 44 & 45 Cape Horn Subdivision, Section 1, Cleveland Township. The application is approved with the following condition:

1. Plant deep rooted Minnesota native vegetation buffer along rip rap project. The native vegetation will provide stability and help protect the shoreline and bluff from erosion and runoff.

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

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5-0, the Board set the bond amount of \$25,000 per megawatt for solar projects.

On motion by O'Keefe, seconded by Wetzel and approved unanimously via roll call 5-0, the Board granted a Conditional Use Permit to NOVEL ENERGY, WEST ST. PAUL, MN, (APPLICANT); PETER GROH, JANESVILLE, MN, (OWNER) to allow the applicant to construct a 1 MW Solar Garden in an Agriculture "A" District. Property is located in the SE 1/4 SW 1/4, Section 32, Waterville Township. The application is approved as written. The findings are on file at the Planning & Zoning Office.

Amy Beatty, Environmental Resource Specialist, appeared before the Board to present the 2019 Annual Feedlot Report.

On motion by Wetzel, seconded by King and approved via roll call vote 5 to 0, the Board approved the 2019 County Feedlot Officer (CFO) Annual Report.

Darrell Pettis, County Administrator appeared before the Board to request changes to the Contracts for the construction of the Justice Center.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board authorized the final payment to Albrecht Sign. Final Contract Value: \$53,198.00. Final Payment Amount: \$1,086.39.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board authorized the final payment to BDS Laundry. Final Contract Value: \$21,159.00. Final Payment Amount: \$211.59.

On motion by O'Keefe, seconded by King and approved via roll call vote 5 to 0, the Board authorized the final payment to Cullinex. Final Contract Value: \$238,781.00. Final Payment Amount: \$2,387.80.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board authorized the final payment to Custom Drywall. Final Contract Value: \$1,131,888.00. Final Payment Amount: \$14,668.00.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board authorized the final payment to RTL Construction. Final Contract Value: \$1,328,095.56, Final Payment Amount: \$15,093.65.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board authorized the final payment to Twin City Acoustics. Final Contract Value: \$272,023.00. Final Payment Amount: \$4,165.63.

On motion by O’Keefe, seconded by King and approved via roll call vote 5 to 0, the Board authorized the final payment to Super Set Tile. Final Contract Value: \$669,729.00. Final Payment Amount: \$9,221.79.

On motion by Wetzel, seconded by O’Keefe and approved via roll call vote 5 to 0, the Board authorized the final payment to W.L. Hall. Final Contract Value: \$24,672.00. Final Payment Amount: \$246.72.

On motion by O’Keefe, seconded by Wetzel and approved via roll call vote 5 to 0, the Board reduced the contract retainage for Javens Mechanical from 5% to 0%. Contract Value: \$3,744,626.00. Retainage Released: \$86,858.15.

On motion by Wetzel, seconded by O’Keefe and approved via roll call vote 5 to 0, the Board reduced the contract retainage for Muska Electric from 5% to 0%. Contract Value: \$2,611,497.00, Retainage Released: \$48,444.42.

Cindy Shaughnessy, Public Health Director appeared before the Board to discuss Le Sueur County’s response to the COVID-19 pandemic.

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

On motion by Wetzel, seconded by O’Keefe and approved via roll call vote 3 to 0 with Commissioners King and Gliszinski abstaining, the Board approved the recommendation to adopt Option # 1 of the Traveling During a Public Health Emergency Policy.

Mark Roemhildt, Veteran Service Officer appeared before the Board with one request for action.

Commissioner King left the meeting and was absent for the remainder of the meeting.

On motion by Wetzel, seconded by O’Keefe and approved via roll call vote 4 to 0, the Board approved the release of funds in the amount of \$2,200 to the Le Sueur County Service Clubs to assist with Memorial Day expenses as follows:

Le Sueur County American Legion

1. Le Center Post #108 \$200
2. Cleveland Post #207 \$200
3. Montgomery Post #79 \$200
4. Elysian Post #311 \$200
5. Kilkenny Post #380 \$200
6. Le Sueur Post #55 \$200
7. New Prague Post #45 \$200

Le Sueur County Veterans of Foreign Wars

1. Le Sueur Post #4297 \$200
2. Le Center Post #1803 \$200
3. Montgomery Post #5340 \$200
4. New Prague Post #5145 \$200

Administrator Pettis appeared before the Board with a proposal for AV equipment in the EOC.

On motion by Wetzel, seconded by O'Keefe and approved via roll call vote 4 to 0, the Board approved the recommendation to purchase AV Equipment for the EOC from Tierney in the amount of \$14,154.46.

Sheriff Mason appeared before the Board with one request for approval.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 4 to 0, the Board approved and authorized the Board Chair and Administrator to sign the 2020 Federal Supplemental Boating Safety Patrol Grant.

Darrell Pettis, County Administrator appeared before the Board with two items for consideration.

On motion by O'Keefe, seconded by Wetzel and approved via roll call vote 4 to 0, the Board approved updated land description for the acquisition of lands (Diamond Lake WMA Tract 7) by the State of Minnesota. Lands to be acquired are described as follows:

That part of Government Lot 6 of Section 22, Township 110 North, Range 23 West, Le Sueur County, Minnesota, lying northerly and easterly of the following described line:
Commencing at the south quarter corner of said Section 22; thence on an assumed bearing of North 986.68 feet along the east line of said Government Lot 6 to the POINT OF BEGINNING; thence West 135.00 feet; thence South 221.63 feet; thence West 458.05 feet; thence North 16 degrees 18 minutes 50 seconds East 264.50 feet; thence North 16 degrees 52 minutes 29 seconds West 400 feet, more or less, to the water's edge of Diamond Lake and there terminating.

EXCEPTING THEREFROM that part described as follows:

Commencing at the south quarter corner of said Section 22; thence on a bearing based on the 1983 Le Sueur County Coordinate System (1996 Adjustment) of North 00 degrees 17 minutes 11 seconds East 986.68 feet along the east line of said Government Lot 6 to the POINT OF BEGINNING; thence North 89 degrees 42 minutes 49 seconds West 135.00 feet; thence North 00 degrees 17 minutes 11 seconds East 214.59 feet to $\frac{3}{4}$ inch diameter rebar with a plastic cap stamped "MN DNR LS 17003" (DNR MON); thence North 89 degrees 44 minutes 22 seconds East 40.01 feet to a DNR MON; thence North 00 degrees 17 minutes 11 seconds East 127.50 feet to a DNR MON; thence North 89 degrees 44 minutes 22 seconds East 95.00 feet to the southwest corner of Government Lot 7 of said Section 22 and the east line of said Government Lot 6; thence South 00 degrees 17 minutes 11 seconds West 343.38 feet along the east line of said Government Lot 6 to the POINT OF BEGINNING.

On motion by Wetzel, seconded by O'Keefe and approved via roll call vote 4 to 0, the Board approved the Proposal for a Long Term Financial Management Plan with Ehlers in an amount not to exceed \$23,000.

On motion by O'Keefe, seconded by Wetzel and unanimously approved, the Board adjourned until Tuesday, April 7, 2020 at 9:00 a.m.

ATTEST: _____
Le Sueur County Administrator

Le Sueur County Chairman