

Minutes of Le Sueur County Board of Commissioners Meeting August 27, 2019

The Le Sueur County Board of Commissioners met in regular session on Tuesday, August 27, 2019 at 9:00 a.m. at the Courthouse in Le Center, Minnesota. Those members present were: John King, Dave Gliszinski, Steve Rohlring, Danny O'Keefe and Lance Wetzel. County Administrator Darrell Pettis and Attorney Brent Christian were also present.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved the agenda.

On motion by O'Keefe, seconded by Wetzel and unanimously approved, the Board approved the consent agenda:

- Approved the August 20, 2019 County Board Minutes and Summary Minutes
- Approved the Electronic Funds Transfer Report:
 - **8/6/2019** Transferred \$700,000.00 from First State Bank Le Center to Cornerstone State Bank Le Sueur to cover payroll.
 - **8/14/2019** Transferred \$281,883.24 from Hometown Bank (2015A Bond) to First National Bank of Le Center to cover CR #104 project.
 - **8/20/2019** Transferred \$1,000,000.00 from First State Bank Le Center to Cornerstone State Bank Le Sueur to cover payroll and Human Services claims.

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

On motion by Gliszinski, seconded by O'Keefe and approved unanimously via roll call 4-0 with Rohlring absent, the Board approved a Conditional Use Permit to Andrew Skluzacek, Le Center, MN (Applicant/Owner) to allow the applicant to expand an existing dog training/kennel to 26 total dogs in an Agriculture "A" District. Property is located in the SW 1/4 SE 1/4, Section 23, Cordova Township. The application was approved and findings are on file at the Planning & Zoning Office.

On motion by Wetzel, seconded by O'Keefe and unanimously approved via roll call 4-0 with Rohlring absent, the Board approved a Conditional Use Permit to James & Ashlee Harriman, Waterville MN (Applicant/Owner) to allow grading, excavating, and filling of approximately 50 cubic yards in the Shore Impact Zone, 2190 cubic yards outside the Shore Impact Zone, 2240 cubic yards total for the construction of a walkout dwelling in a Special Protection "SP" and Conservancy "C" Districts, on Whitewater Creek. Property is located in the NW 1/4 SE 1/4, Section 32, Waterville Township. The application was approved with the following conditions and findings are on file at the Planning & Zoning Office.

1. The applicant work with Holly Kalbus to plant deep rooted Minnesota native vegetation throughout the property, especially along the shore impact zone, to help reduce runoff and erosion.

On motion by O’Keefe, seconded by Gliszinski and unanimously approved via roll call 4-0 with Rohlffing absent, the Board approved a Conditional Use Permit to Clancy’s Hardwood Floors, New Prague, MN (Applicant); Ryan M Clancy, New Prague, MN (Owner) to allow the applicant to operate a Level II Home Occupation for hardwood floor installation and snowmobile repair in an Agriculture “A” District. Property is located in the NE 1/4 SE 1/4, Section 2, Lanesburgh Township. The application was approved with the following conditions and findings are on file at the Planning & Zoning Office.

1. Either contract with a licensed hazardous waste disposal company to remove and dispose of all hazardous waste generated on the property; if allowed, based on the amount of material generated, work with the Scott County Environmental Services Department staff to dispose of the waste through its Business Hazardous Waste Program (contact me at the Environmental Services Department, and I will place you in contact with Scott County staff); or continue to dispose of the material through an agreement with KA Witt Construction.
2. All hazardous material shall be properly labeled and stored.
3. All business-related trailers and snowmobiles stored outside shall be done so aesthetically and screened from view. If the trailers are not enclosed and there is material stored in them, the trailers shall be covered so the material is not subjected to precipitation.

On motion by O’Keefe, seconded by Wetzel and unanimously approved via roll call 4-0 with Rohlffing absent, the Board approved a Conditional Use Permit to Tim & Christy Erickson, Cleveland, MN (Applicant/Owner) to allow grading, excavating, and filling of approximately 40.7 cubic yards in the Shore Impact Zone and Bluff, 6.2 cubic yards outside the Shore Impact Zone, 47 cubic yards total for the construction of a 47 ft. retaining wall, three 10 ft. retaining walls and steps in the Bluff and Shore Impact Zone, a sand blanket, 11 ft. retaining wall and a patio outside the Shore Impact Zone in a Recreational Residential “RR” District, on Lake Jefferson, an Recreational Development “RD” Lake. Property is located at Lot 16 Edgewater Terrace, Section 3, Cleveland Township. The application was approved with the following conditions and findings are on file at the Planning & Zoning Office.

1. Plant deep rooted Minnesota native vegetation behind proposed retaining walls that will be located in the shore impact zone and bluff.
2. The beach sand blanket may not exceed 6 inches in depth, up to fifty (50) feet wide along the shoreline or one-half (1/2) the width of the lot, whichever is less; and does not extend more than ten (10) feet above the ordinary high water level.

Dave Tiegs, Highway Engineer appeared before the Board with several items for approval.

On motion by O’Keefe, seconded by Wetzel and unanimously approved, the Board approved and authorized the Board Chair to sign an Agreement for Professional Services between Le Sueur County and Bolton & Menk for the 2019 TAP Sidewalk Reconstruction Project, City of Le Sueur.

On motion by Gliszinski, seconded by Rohlfing and unanimously approved, the Board approved and authorized the Board Chair to sign an Agreement for Professional Services between Le Sueur County and SEH for the Le Sueur County Justice Center Turn Lane Project.

Theresa Kubes with Human Resources appeared before the Board with three items for approval.

On motion by O'Keefe, seconded by Wetzel and unanimously approved, the Board approved to accept the resignation request from Becky Factor, part time Administrative Assistant II in the Victim Witness Department, effective August 20, 2019.

On motion by Rohlfing, seconded by O'Keefe and unanimously approved, the Board approved to hire Amber Atherton as a full time Agency Social Worker in Human Services, Grade 11, Step 4 at \$27.92 per hour, effective August 27, 2019.

On motion by Gliszinski, seconded by Rohlfing and unanimously approved, the Board approved to post and advertise for a full time Highway Maintenance Worker in the Highway Department, Grade 6, Step 4 at \$20.86 per hour.

Darrell Pettis, County Administrator appeared before the Board with several items for approval.

On motion by Gliszinski, seconded by O'Keefe and unanimously approved, the Board approved and authorized the Board Chair to sign a Subordination Agreement for Michael and Kami Wondra.

On motion by O'Keefe, seconded by Wetzel and unanimously approved, the Board approved and authorized the Board Chair and County Administrator to sign a State of Minnesota Board of Public Defense Lease Agreement.

On motion by Wetzel, seconded by O'Keefe and approved with Rohlfing abstaining, the Board approved and authorized the Board Chair and County Administrator to sign a Bond Purchase Agreement and Project Loan Agreement with Point Source Implementation Grant between Minnesota Public Facilities Authority and Le Sueur County for the West Jefferson SSD Project.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for County Ditch 2.

On motion by Wetzel, seconded by Rohlfing and unanimously approved, the Board approved to close public comments on a proposed lien on County Ditch 2 with two public comments received from Harold Wagner and Chris Wacker.

On motion by Rohlfing, seconded by Gliszinski and unanimously approved, the Board approved a 25% lien on County Ditch 2 in the amount of \$5,036.08 to be spread over 1 year beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for County Ditch 15.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved to close public comments on a proposed lien on County Ditch 15 with one public comment received from Ronald Zellmer.

On motion by Gliszinski, seconded by O'Keefe and unanimously approved, the Board approved a 1950% lien on County Ditch 15 in the amount of \$28,708.34 to be spread over 3 years beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for County Ditch 17.

On motion by Wetzel, seconded by Rohlfing and unanimously approved, the Board approved to close public comments on a proposed lien on County Ditch 17 with two public comments received from Tracie Lafata and Greg Krenik.

On motion by Rohlfing, seconded by O'Keefe and unanimously approved, the Board approved a 100% lien on County Ditch 17 in the amount of \$2,432.28 to be spread over 1 year beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for County Ditch 23.

On motion by Wetzel, seconded by Rohlfing and unanimously approved, the Board approved to close public comments on a proposed lien on County Ditch 23 with one public comment received from Mike Ryan.

On motion by Rohlfing, seconded by O'Keefe and unanimously approved, the Board approved a 152% lien on County Ditch 23 in the amount of \$268,645.33 to be spread over 8 years beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019. The lien will be filed December 14, 2018.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for County Ditch 67.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved to close public comments on a proposed lien on County Ditch 67 with two public comments received from Joanne Stangler and Tim Biehn.

On motion by O’Keefe, seconded by Gliszinski and unanimously approved, the Board approved a 25% lien on County Ditch 67 in the amount of \$4,412.33 to be spread over 1 year beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for Blue Earth – Le Sueur Joint Ditch 1.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved to close public comments on a proposed lien on Blue Earth – Le Sueur Joint Ditch 1 with no public comments given.

On motion by Rohlfing, seconded by O’Keefe and unanimously approved, the Board approved an 1800% lien on Blue Earth – Le Sueur Joint Ditch 1 in the amount of \$42,174.00 to be spread over 6 years beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for Blue Earth – Le Sueur Joint Ditch 2.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved to close public comments on a proposed lien on Blue Earth – Le Sueur Joint Ditch 2 with no public comments given.

On motion by Gliszinski, seconded by O’Keefe and unanimously approved, the Board approved a 180% lien on Blue Earth – Le Sueur Joint Ditch 2 in the amount of \$15,921.00 to be spread over 5 years beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Dani Blaschko, Ditch Manager appeared before the Board to review the fund balance for Blue Earth – Le Sueur Joint Ditch 15.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved to close public comments on a proposed lien on Blue Earth – Le Sueur Joint Ditch 15 with no public comments given.

On motion by O’Keefe, seconded by Rohlfing and unanimously approved, the Board approved a 975% lien on Blue Earth – Le Sueur Joint Ditch 15 in the amount of \$33,291.43 to be spread over 4 years beginning with taxes payable in 2020. The interest rate is 4% with a \$10.00 minimum and \$100 or less to be paid in one installment. Any assessment can be prepaid up until December 31, 2019. The lien will be filed December 16, 2019.

Cindy Shaughnessy, Public Health Director appeared before the Board to present the 2018 Public Health Annual Agency Evaluation.

Bill Eckles with BEVCOMM appeared before the Board to request a funding commitment from Le Sueur County to move forward with a grant application for a 2020 broadband expansion project.

On motion by Rohlfing, seconded by Gliszinski and unanimously approved, the Board approved a \$300,000 funding commitment to support a grant application to be submitted by BEVCOMM for a 2020 broadband expansion project.

Brent Christian, County Attorney appeared before the Board with one item for approval.

On motion by Wetzel, seconded by Rohlfing and unanimously approved, the Board approved and authorized the Board Chair to sign a Purchase Agreement with the Andrew Lurth Estate in the amount of \$90,000.

Commissioner Committee Reports:

- Commissioner Wetzel attended budget meetings.
- Commissioner O’Keefe attended budget meetings.
- Commissioner Rohlfing attended budget meetings and a Parks Board meeting.
- Commissioner Gliszinski attended budget meetings and a Justice Center update meeting.
- Commissioner King attended budget meetings, a Justice Center update meeting, Parks Board meeting, broadband meeting and a Derrynane Township meeting.

On motion by O’Keefe, seconded by Rohlfing and unanimously approved, the Board adjourned until Tuesday, September 3, 2019 at 9:00 a.m.

ATTEST: _____
Le Sueur County Administrator **Le Sueur County Chairman**