

FARIBAULT COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
SEPTEMBER 17, 2013

The Faribault County Board of Commissioners met pursuant to the recess of September 3, 2013 at the Courthouse in the City of Blue Earth at 9:00 a.m. on September 17, 2013. The following members were present: Bill Groskreutz, Tom Loveall, John Roper, Tom Warmka, and Greg Young Commissioners. Auditor/Treasurer/Coordinator John Thompson and County Attorney Troy Timmerman were also present.

The meeting was called to order by Chair Young.

The pledge of allegiance was recited.

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Warmka/Roper motion carried unanimously to approve the synopsis and official proceedings of the September 3, 2013 regular meeting.

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Roper/Warmka motion carried unanimously to approve the agenda of September 17, 2013 as amended.

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The calendar was updated. No member of the public appeared to make comment.

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Committee reports were presented. Warmka reported on Association of Minnesota Counties (AMC) board meeting, Regional Radio Board meeting, and Prairieland Board executive meeting; Roper reported on AMC legislative committees, Faribault County EDA, and Workforce Board; and Tom Loveall reported on AMC legislative committee

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Soil and Water/Planning and Zoning Program Administrator Michele Stindtman met regarding office business. A request for a conditional use permit from Ryan O'Hara for an above ground manure storage structure was presented.

Groskreutz/Loveall motion carried unanimously to approve Resolution 13-PZ08-26 granting a conditional use permit for an above ground manure storage structure to Ryan O'Hara in Pilot

Grove Township, Section 5. Commissioners Groskreutz, Loveall, Roper, Warmka, and Young voted yes.

RESOLUTION

Ryan O'Hara, Pilot Grove Twp., Section 5
08-13-25

WHEREAS, according to the Faribault County Zoning Ordinance applicant is requesting a conditional use permit for an above ground manure storage structure (slurry store) for manure storage as presented in the conditional use permit application dated August 13, 2013.

The proposed project will be located in the Northeast Quarter (NE ¼) of Section Five (5), Township One Hundred One (101) North, Range Twenty-eight (28) West, Pilot Grove Township, Faribault County, Minnesota.

See Attachment A

WHEREAS, the Planning Commission finds:

1. That the proposed use will not have an adverse impact on the health, safety, and general welfare or be injurious to the use and enjoyment of other properties for purposes already permitted in the surrounding neighborhood. This conditional use permit will allow for the improvement of current environmental concerns.
2. That the proposed use will not have an adverse impact on traffic conditions including parking, traffic congestion, or traffic hazard. Site is located on a dead end road.
3. That there are adequate public utilities, public services, roads, drainage, off-street parking, loading space, and other necessary facilities to support the proposed use of the property.
4. That the proposed use will not have an adverse effect or diminish property values or future development of land in the surrounding neighborhood. Improvement on every aspect of existing site.
5. That the proposed use meets the standards of the zoning ordinance including that the use is allowed with a conditional use permit in the designated zoning district in which it is proposed. Conditional use permit is being considered under #18: Uses determined by the Planning Commission to be of the same general character as the conditional uses above and found not to be detriment to the general health and welfare of the county.

6. That the proposed use will not have an adverse effect on the environment including impacts on groundwater, surface water, soils, and air quality. Improvement to all of the listed.
7. That the proposed use will not have an adverse effect on normal and orderly development and improvement of surrounding properties in the surrounding neighborhood.
8. That the proposed use will have adequate measures in place to prevent or control offensive odors, fumes, dust, noise, and vibration so that none of these will constitute a nuisance.
9. That if the result of this request will allow for the storage of materials, that adequate disposal measures in place.

NOW THEREFORE BE IT RESOLVED, that the Faribault County Board of Commissioners approves the conditional use permit for Ryan O'Hara for slurry store located in the A-2 General Agriculture District with the following conditions:

1. A maintenance fee of \$50.00 every two years shall be paid as long as the conditional use is in effect starting September 17, 2015.
2. Construction must be substantially completed within one year, or by September 17, 2014.
3. Approved engineering plans and updated manure management plan be submitted and approved by the MPCA prior to any construction.
4. Liquid manure storage area must be operated and maintained according to the operation and maintenance plan submitted with the plans and specifications.
5. Applicant remains in compliance with the Faribault County feedlot permit.
6. Any transfer of ownership will require the approval of the authority to determine that the new owner is able to comply with the conditions.
7. The basin will be emptied as required by NRCS plan.
8. It is the applicant's responsibility to ensure that all MN Statutes, MN Rules, and any permits issued by local and state regulated agencies are in place and being adhered to.

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Economic Development Coordinator Linsey Warmka met regarding Economic Development Agency (EDA) business. An office update was given. Discussion was held regarding a

commercial rehabilitation grant/loan program being considered by the Faribault County EDA. The program is for the repair and improvements to commercial buildings. Consensus was favorable for the concept presented as a loan/grant combination for county businesses.

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A conference call with the Martin County Board of Commissioners was held regarding several drainage issues.

Belgaard/Loveall motion carried unanimously to amend viewers report on JD7.

Set October 16, 2013 for a JCD314 hearing on a repair petition.

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Central Services Director Dawn Fellows met regarding office business.

Loveall/Warmka motion carried unanimously to approve hiring the following part-time dispatchers/jailers in the Sheriff Department: Jason Schroeder of Albert Lea, Kaleena Wiens of Lewisville, and Shaun Olson of Wells.

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Public Works Director John McDonald met regarding office business. A construction update was given. Discussion was held regarding farming into the county road right of way.

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Loveall/Warmka motion carried unanimously to approve requests from G. Paschke to attend a 3-day MAAO class in Plymouth and a 1-day ethics class in New Ulm; M. Purvis, J. Christenson, and P. Campbell to attend a 5-day Basic Tactical Officer course at Camp Ripley; A. Huston to attend a 2-day interviewing and interrogation class in St. Paul and a 1-day Mn Fraud Investigators Assoc. fall training in St. Paul; and K. McGowen and T. Sunken to attend a 3-day Field Training Officer course for correctional officers in Jordan.

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Warmka/Groskreutz motion carried unanimously to approve the following SSTS loans: \$9,787.90 to Thomas R. & Victoria K.M. Cory on Parcel No. 04.017.0401 in Clark Township, \$18,209.84 to Jeremy Garver on Parcel No. 06.027.0301 in Dunbar Township, \$14,216.24 to Total Freedom – Curtis Schuster on Parcel No. 12.034.0803 in Lura Township, \$10,096.48 to Bonaventure & Mary Schuster on Parcel No. 01.002.1000 in Barber Township, and \$10,743.82 to Kristin Zuehlke & Shannon Modene on Parcel No. 13.013.0401 in Minnesota Lake Township.

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Groskreutz/Warmka motion carried unanimously to proclaim October 23 – 31, 2013 as Red Ribbon Week to demonstrate commitment to a drug free life style.

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A public hearing was held for minor changes for county ditches during the reconstruction of State Highway 109 between Easton and Wells. Scott Morgan, an engineer from the Minnesota Department of Transportation, presented the changes to CD 7 and CD 20 that run under State Highway 109.

Warmka/Groskreutz motion carried unanimously to approve the order for changes as presented and authorizes the chair and auditor to sign the orders.

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Roper/Warmka motion carried unanimously to pay bills totaling \$307,088.32 as follows:

GENERAL REVENUE FUND	\$ 79,618.87
PUBLIC WORKS FUND	50,657.90
HUMAN SERVICES FUND	161,056.00
DITCH FUNDS	<u>15,755.55</u>
	\$ 307,088.32

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The meeting was adjourned for September.

Greg Young, Chair

John Thompson, Auditor/Treasurer/Coordinator