

FARIBAULT COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
JANUARY 21, 2014

The Faribault County Board of Commissioners met pursuant to the recess of January 7, 2014 at the Courthouse in the City of Blue Earth at 9:00 a.m. on January 21, 2014. 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 Loveall.

The pledge of allegiance was recited.

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Warmka/Groskreutz motion carried unanimously to approve the synopsis and official proceedings of the January 7, 2014 regular meeting.

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Warmka/Roper motion carried unanimously to approve the agenda of January 21, 2014.

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Milton Steele of Blue Earth appeared during public comment to invite the board to hold their second meeting in July at the Faribault County Fair.

Roper/Young motion carried unanimously to change the second meeting in July to July 22, 2014 at 4:00 p.m. at the Faribault County Fair.

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Committee reports were given. Groskreutz reported on Renewable Energy Task Force and MRCI, Warmka reported on Natural Resources Conservation Services (NRCS) meeting and Association of Minnesota Counties executive meeting, Loveall reported on Region Nine, NRCS, Minnesota Public Employees Association (MNPEA) negotiations and Planning and Zoning meeting.

Discussion was held regarding the difference between the Region Nine Energy Task Force and the Rural Minnesota Energy Board.

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Groskreutz/Warmka motion carried unanimously to approve requests from D. Fellows to attend a 6-day Public Sector Human Resources Certification program in St. Paul; L. Frommie to attend a 4-day Governor's HSEM conference in Minneapolis; C. Anderson and E. Bromeland to attend a 3-day MSA PSAP 911 conference in Alexandria; K. Boettcher, M. Lacher, and A. Noll to attend a 3-day Annual Correctional Officers training in Walker; and K. McGowen, A. Miller, T. Sunken, and E. Swanson to attend a 3-day Annual Correctional Officers training in Morton.

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Roper/Warmka motion carried unanimously to award to Faribault County Register the bid as official newspaper for 2014. The low bid from the Wells Mirror was rejected for not meeting the minimum requirements on LCA in points of 102 (bid was 93), no sample sent in with bid, and no statement of the newspaper being a qualified legal paper which were requirements in the invitation to bid.

The board requested that it be researched why Faribault County would have a minimum LCA in points of 102 and prepare a recommendation for the 2015 invitation to bid for legal newspaper.

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Warmka/Groskreutz motion carried unanimously to approve the appointment of Rosalie Albers of Bricelyn to a three year term on the Library Board ending December 31, 2016.

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Warmka/Roper motion carried unanimously to waive the reading of the resolution for a conditional use permit for Dusty and Rachel Cole.

Young/Warmka motion carried unanimously to approve Resolution 14-PZ01-04 granting a conditional use permit to Dusty and Rachel Cole for a kennel in Section 22 of Barber Township. Commissioners Groskreutz, Loveall, Roper, Warmka, and Young voted yes.

RESOLUTION

Dusty and Rachel Cole
Barber Township, Section 22
#12-13-27

WHEREAS, According to the Faribault County Zoning Ordinance, the applicant is requesting a conditional use permit for a kennel. This request is specific to a boarding kennel.

The proposed project is located in the A-2 General Agriculture District located on a tract of land in the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼), Section Twenty Two (22), Township One Hundred Three (103) North, Range Twenty-six (26) West, Barber Township, Faribault County, Minnesota.

See attached Exhibit A for legal description.

WHEREAS, The Planning Commission finds:

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 because adequate facilities exist.

1. That the proposed use will not have an adverse impact on traffic conditions including parking, traffic congestion, or traffic hazard. Business will have low traffic and parking.
2. That there are adequate public utilities, public services, roads, drainage, off-street loading space, and other necessary facilities to support the proposed use of the property.
3. That the proposed use will not have an adverse effect or diminish property values or future development of land in the surrounding neighborhood.
4. 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. Use is allowed in the A-2 General Ag District with a conditional use permit.
5. That the proposed use will not have an adverse effect on the environment including impacts on groundwater, surface water, soils, and air quality. Listed conditions address any potential for adverse effects.
6. That the proposed use will not have an adverse effect on normal and orderly development and improvement of surrounding properties in the surrounding neighborhood.
7. That adequate measures are in place to prevent or control offensive odors, fumes, dust, noise, and vibration so that none of these will constitute a nuisance.
8. That the result of this request will not allow for the storage of materials and that adequate disposal measures are in place.

NOW THEREFORE BE IT RESOLVED, that the Faribault County Board of Commissioners approve the conditional use permit for Dusty and Rachel Cole to operate a boarding kennel on an existing site in the A-2 General Agriculture District with the following conditions:

1. Waste from the canines will be disposed of properly.

2. This conditional use permit only authorizes the use specifically described in the submitted plan and application for a boarding kennel with no more than 20 canines at one time.
3. Any additional modifications to the existing plan must be submitted to the Zoning Administrator and may require a conditional use permit.
4. A maintenance fee of \$50.00 every two years shall be paid as long as the conditional use is in effect starting January 21, 2016.
5. Reasonable measures will be taken to control barking.
6. All other federal, state, and local applicable laws, licenses, and permits shall be obtained and followed from the appropriate agency and maintained in association with the boarding kennel operation.

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Warmka/Roper motion carried unanimously to approve the 2014-2015 Board of Water and Soil Resources grant in the amount of \$84,711 and authorize the chair signature on the agreement.

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Groskreutz/Roper motion carried unanimously to set the final acceptance hearing of CD26 Branch A construction contract at 11:00 a.m. on February 4, 2014 in the Board of Commissioners meeting room.

Groskreutz/Roper motion carried unanimously to set the preliminary hearing on CD26 Improvement of Main and Branch B at 1:00 p.m. on February 18, 2014 in the Ag Center in Blue Earth.

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Groskreutz/Young motion carried unanimously to table discussion of planning and zoning fees and fee applications to a meeting when staff can attend.

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Warmka/Young motion carried to have the planning and zoning committee include options on holding tanks when the planning and zoning board recommends changes in the septic ordinances for changes in state rules and statutes. Commissioner Groskreutz voted no.

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Young/Roper motion carried unanimously to authorize the board to attend a water sustainability meeting on February 5, 2014 at Mankato State University in Mankato.

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Young/Roper motion carried unanimously to appoint Commissioner Groskreutz to the Region Nine Renewable Energy committee in place of Young.

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Groskreutz/Young motion carried unanimously to pay bills totaling \$532,756.25 as follows:

COUNTY REVENUE FUND	\$ 233,342.24
PUBLIC WORKS FUND	119,103.03
HUMAN SERVICES FUND	167,846.00
DITCH FUNDS	<u>12,464.98</u>
	\$ 532,756.25

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The meeting was adjourned for January 2014.

Tom Loveall, Chairman

John Thompson, Auditor/Treasurer/Coordinator