

PROCEEDINGS OF THE
MARTIN COUNTY BOARD OF COMMISSIONERS
TUESDAY, July 3, 2011
@ 9:00 A.M.

The regular meeting of the Martin County Board of Commissioners meeting was called to order at 9:00 a.m. by Chair Steve Donnelly. Commissioners present were Pierce, Schmidtke, Belgard and Potter. Also present were Scott Higgins, Martin County Coordinator, Terry Viesselman, County Attorney, James Forshee, Martin County Auditor/Treasurer, Kevin Peyman, Martin County Highway Engineer, Sheriff Jeff Markquart, Luann Akers, Communications Officer/Emergency Management, Pam Flitter, Zoning Administrator, Miranda Rosa, Faribault/Martin/Jackson Counties Drug Court Coordinator, John Considine, Region Nine, Kylie Sari, Sentinel Newspaper, Rod Halvorsen, KSUM/KFMC Radio, and members of staff and public.

Chair Donnelly asked if there were additions or deletions to the agenda. Higgins responded the addition of the meeting minutes for the 2012 Board of Equalization Minutes for approval.

Motion by Commissioner Potter, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners hereby approve the minutes of the June 19, 2012 regular meeting of the Martin County Board of Commissioners; and approve the June 19, 2012 Board of Equalization. Carried unanimously.

Rosa presented a brief update of the multi-county Drug Court program, stating that the program is requesting a budget allocation \$5,000 for 2013; and requested approval to hire a peer mentor/case aide. Rosa stated that the contract for this position will go through the Fifth Judicial District and will not be a county position. The funding will come from the three participating counties budget allocation request (\$5,000). Rosa informed the board that Penny Abel is expected to be hired for this position, and use approximately \$2,500 for the first few months to see how it goes. Rosa stated that a job description was included in the board packets for review, along with the 2012 Report on State and FMJ Adult Court Outcomes for the Board's information. The position would assist the Family Dependency Treatment Court (FDTC), and facilitate alumni activities, conduct clerical work, and follow up with providers.

The board inquired of Viesselman opinion on the peer mentoring position. Viesselman responded that it is his understanding that the \$5,000 that each of the three counties has budgeted in the past few years is for Drug Court purposes and not FDTC, stating that this is a change from what the original purpose of the funding was to be used for.

Rosa responded that approximately half of the county funding is used for the salary.

Viesselman stated that the board is now being asked to have this money to be used for the FDTC program.

Rosa stated that the proposed position is a ten (10) hour per week position.

Viesselman inquired how many clients are being served in FDTC. Rosa responded approximately seven (7) families. After further discussion,

Motion by Potter, seconded by Belgard, to table the requested use of the Drug Court county budget allocation for the purpose of the proposed Peer Mentoring position for the Family Dependency Treatment Court. Carried unanimously.

Potter stated his support for the Drug Court Program.

Motion by Schmidtke, seconded by Belgard to receive and file the 2013 budget allocation request for the Faribault/Martin/Jackson County Drug Court. Carried unanimously.

Akers stated that the county's All Hazard Mitigation Plan is being reviewed and is in the process of being revised. Akers stated that Region 9 has been assisting the county with the revisions and introduced John Considine, Region 9 Community and Economic Development Coordinator, who is providing the assistance in reviewing the hazard mitigation plan.

Considine stated that Region 9 has assisted in the development and revisions of the 2008 Hazard Mitigation Plan, stating that the plan needs to be reviewed and updated every five years. Considine further stated that they will be working with the Sheriff's Office staff over the next six (6) months or so to complete the risk assessments and any revision needed to be done on the plan.

Chair Donnelly thanked Considine for his report. Donnelly asked if the County Attorney has any report.

Viesselman gave a brief update on the lawsuit against the County Planning Commission.

Peyman gave a Department update, giving an update on the County Road #39 project, stating that the contractor is expected to be done with paving a portion of the road. The Rolling Township bridge project is expected to begin around July 9th, seal coating to begin July 9th, and stated that the "tree dump" road improvement is expected to begin in early August 2012.

Flitter presented the Conditional Use Permit for Randy and Marilyn Green for an expansion of existing hog building in Section 27 of Pleasant Prairie Township, stating that the Planning Commission has reviewed the conditional use permit and is recommending approval.

Motion by Commissioner Schmidtke, seconded by Commissioner Belgard,

R-#31/'12

CONDITIONAL USE PERMIT
RANDY GREEN AND MARILYN GREEN
CONSTRUCTING AND OPERATING A FEEDLOT SITE
IN AN "A" AGRICULTURAL DISTRICT
WITHIN SECTION 12 OF WESTFORD TOWNSHIP

Motion by Commissioner Schmidtke, seconded by Commissioner Belgard,

WHEREAS, a Conditional Use Permit was requested by Randy Green and Marilyn Green, applicants/owners of property located within Section 27 of Pleasant Prairie Township in Martin County, Minnesota (legally described in applications) for the

purpose of expanding current hog operation over 1,000 animal units on an existing building site located in an "A" Agricultural District; and

WHEREAS, the Martin County Planning and Zoning staff has completed a review of the application and made a report pertaining to the request, a copy of said report has been presented to the County Board of Commissioners; and

WHEREAS, the Planning Commission of the County on the 26th day of June, 2012 following proper notice, held a public hearing regarding the request and, following the hearing, adopted a recommendation that the request for a Conditional Use Permit be granted; and

WHEREAS, the Martin County Board of Commissioners finds that Conditional Use Permit is to be issued for the following purpose:

Constructing and operating a feedlot site over 1,000 animal units, and

WHEREAS, the following conditions have been applied:

- Any additional permits required by the State of Minnesota must be obtained by the applicant.
- Building permit(s) be obtained.
- Applicant must construct according to plan, which was submitted.

NOW THEREFORE BE IT RESOLVED, that the Martin County Board of Commissioners, and upon the recommendation of the Martin County Planning Commission, hereby approves the Conditional Use Permit for the above described property and is hereby issued pursuant to MS 394.301 and Martin County Ordinance #1, Chapter 6.01 and that this permit shall remain in full force and effect provided in the conditions as described above are met and maintained by the applicant and his/or her successors in interest. This permit is binding upon the applicant, the record titleholder to the property, and his/her successors in interest. Notice is hereby given that this permit may be revoked if the conditions set forth above are not maintained as described above. This resolution shall become effective immediately upon its passage and without publication.

Dated this 3rd day of July, 2012.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator

AYES: Pierce, Potter, Belgard, Schmidtke, and Donnelly. Passed and approved this 3rd day of July 2012.

Stephanie Busiahn, Director of the Fairmont Convention and Visitor’s Bureau provided handouts to the board regarding the CVB activities and accomplishments for 2011-2012, stating that most of the CVB funding comes from the 3% hotel tax, a new marketing tool being used in Fairmont, are elevator banners, and informed the board that the Bob Jensen fishing show featured the Fairmont Lakes recently. Busiahn reviewed the activities of the Southern Minnesota Tourism in which Martin County is a contributing member, stating that again this year the Association is requesting a 2013 budget allocation of .05 cents per capita and budget allocation request for the Fairmont CVB.

Chair Donnelly thanked Busiahn for her report.

Markquart requested board approval for out of state travel for three Corrections Officers to attend a training session for the Turnkey vending system recently installed in the Jail area, to be held in Hudson, Wisconsin on July 11-13, 2012, further stating that the only cost is hotel at approximately \$75/night for a total of \$450.00.

Motion by Belgard, seconded by Potter, Be It Resolved that the Martin County Board of Commissioners, approve and authorize the out of state travel request for three Corrections Officer to attend the TurnKey Vending training session to be held on July 11-13, 2012 in Hudson, Wisconsin at an estimated cost of \$450.00 (three rooms at \$75/night for two nights). Carried unanimously.

Motion by Commissioner Pierce, seconded by Schmidtke, Be It Resolved that the Martin County Board of Commissioners, hereby approve the renewal of a Liquor, Wine, Club or 3.2% Intoxicating On-Sale Liquor License for Skinny Minnow Inc. d/b/a I-90 Expo Center in Sherburn, MN, effective July 21, 2012 through July 20, 2013, contingent upon receiving all required documents, including the required insurance documents. Carried unanimously.

Deb Mosloski, Drainage Specialist, along with Mike Forstner, Drainage Inspector, stated that Mike Small, who is present, wishes to speak to the board regarding a crossing on his property that was to be installed as part of the recent JD #367 improvement project and has not been installed to this point. Mosloski provided a document to the board with a listing of easements and the amounts to be paid to various landowners for the easements as part of the re-routing of JD#367, stating that Mr. Small and the other landowners listed on the document have not received their payments.

Mr. Small spoke on his own behalf with regard to the need for the promised ditch crossing located on his property and reiterated that he was not paid for the easements.

Schmidtke stated that he has contacted the contractor and is anticipating the installation in the near future. After further discussion,

Motion by Schmidtke, seconded by Potter, Be It Resolved that the Board acting as the Martin County Drainage of Authority, hereby approves the payments listing as presented as the “New Channel Easement Amounts” for recent improvement on JD #367.

New Channel Easement Amounts				
	Mike Small	Tenhassen Farms	Mary King	Floyd & Vern Rosenberg

New Channel Footage	1500.3	4640	3765	410
Avg Top Width Footage	29	22	22	22
Channel Acreage	0.998822314	2.343434343	1.901515152	0.207070707
Easement Amt. @ \$550 ac.	\$ 549.35	\$ 1,288.89	\$ 1,045.83	\$ 113.89
Buffer Strip Easement Amounts				
	Mike Small	Tenhassen Farms	Mary King	Floyd & Vern Rosenberg
New Channel Footage	1500.3	4640	3765	410
Buffer Strip Acreage	1.136590909	3.515151515	2.852272727	0.310606061
Buffer Strip Pymt Amt. @ \$100 ac.	\$ 113.66	\$ 351.52	\$ 285.23	\$ 31.06
Total Easement Amounts	\$ 663.01	\$ 1,640.40	\$ 1,331.06	\$ 144.95

Carried unanimously.

Higgins presented the formal request from the Minnesota Valley Action Council (MVAC) for 2013 budget allocation request in the amount of \$11,523.

Motion by Pierce, seconded by Belgard to receive and file the 2013 budget allocation request for the Minnesota Valley Action Council (MVAC). Carried unanimously.

Higgins stated that the county had solicited proposals for the operation of the Martin County Commuter transit service, between Fairmont and the cities of Blue Earth, MN and Jackson, MN, for the term commencing July 9, 2012-December 31, 2012. The bid opening took place on July 3, 2012 and only one bid was received for Fairlakes Transportation, Inc (Fairmont). Higgins noted that Fairlakes Transportation is the operator of the Martin County Transit. Higgins stated that we are in the final stages of the getting much anticipated commuter service operational. Higgins also stated that an optional bid was requested for a second route between Fairmont, MN and Blue Earth, MN. The bid amounts were as follows: To run the first routes to both cities: Service hours 1, 230 x \$31.71/hr for a total bid of stated that the bid amount \$39,000; and the alternate bid for a second route between Fairmont, MN and Blue Earth, MN-Service hours 246 hours x \$32.52/hr for a total bid of \$8,000. After discussion,

Motion by Pierce, seconded by Schmidtke, Be It Resolved that the Martin County Board of Commissioners, after review of the bid, and only receiving one bid, hereby approve and award the bid for the operation of the Martin County Commuter Service between Fairmont, MN and the cities of Blue Earth, MN and Jackson, MN, as outlined in the Specifications for the amount of \$39,000; and hereby approve the second route to Blue Earth, MN in the amount of \$8,000, as listed on the bid proposal form, for the term commencing July 9, 2012-December 31, 2012. Carried unanimously.

The board reviewed their previous week's meetings and calendars.

Potter stated he attended the Human Service monthly meeting, ITC Open House, met with individual from the House of Hope, and attended a meeting to discuss county based purchasing.

Schmidtke stated he attended the Planning and Zoning Commission meeting on June 26, 2012.

Donnelly added that he met with the County Insurance Committee to discuss the county's health insurance plans.

Pierce stated he attended a Regional Radio Board meeting; EMS has been working to be set up as a non-profit agency.

Belgard stated that he has been working on a number of Ditch calls.

Higgins asked for approval of incidental expenses for out of state travel for the Route Match User Conference in Atlanta, GA in the amount of \$176.12, stating that the expenses included parking at the airport and meals outside the conference paid meals.

Motion by Belgard, seconded by Pierce to approve the additional expenses for out of state travel to attend the Route Match User Conference held in Atlanta, GA, for Scott Higgins, County Coordinator, in the amount of \$176.12. Carried unanimously.

With no further business to wit, Chair Donnelly adjourned the meeting at 10:08 a.m.

BOARD OF COMMISSIONERS
MARTIN COUNTY, MN

Steve Donnelly, Board Chair

ATTEST: _____
Scott Higgins, County Coordinator