

PROCEEDINGS OF THE  
MARTIN COUNTY BOARD OF COMMISSIONERS  
TUESDAY, NOVEMBER 4, 2014  
@ 9:00 A.M.

The regular meeting of the Martin County Board of Commissioners was called to order at 9:00 a.m. by Chairman Dan Schmidtke.

Commissioners present were Steve Pierce, Steve Donnelly, Steve Flohrs, Elliot Belgard, and Dan Schmidtke. Also present were Scott Higgins, Martin County Coordinator, James Forshee, Martin County Auditor/Treasurer, Terry Viesselman, Martin County Attorney, Jodelle Greiner, Sentinel Newspaper, Rod Halvorsen, KSUM/KFMC Radio, Julie Walters, Administrative Assistant, and members of staff and public.

Motion by Commissioner Pierce, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, hereby approve the agenda for the November 4, 2014 regular Board of Commissioners meeting with the following addition: 8.8 Discuss Faribault & Martin County Transit Consolidation Project. Carried unanimously.

Motion by Commissioner Flohrs, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve the minutes of the October 21, 2014 regular Board of Commissioners meeting. Carried unanimously.

At this time the Board recognized and presented Dianne Adamson with an employee recognition desk clock inscribed with Dianne's thirty-three (33) years of faithful and dedicated service to Martin County as Trimont Branch Librarian. The Board, along with Jenny Trushenski, Martin County Library Director, congratulated Dianne and wished her well on her retirement.

Terry Viesselman, Martin County Attorney, reviewed the County Attorney's Office CY2015 Budget Allocation request and presented a salary comparison of county attorney offices similar in size to Martin County.

No action taken on CY2015 Budget Allocation request for the County Attorney's Office.

Pam Flitter, Martin County Zoning Official, presented a Conditional Use Permit (CUP) request from Michael Bettin within Section 28 of Fairmont Township. Bettin is proposing to operate a truck parking and truck storage shop business on an existing building site located in an "A" Agricultural District. The Planning Commission approved the CUP request during their October 28, 2014 meeting and is recommending approval of the Conditional Use Permit.

Motion by Commissioner Donnelly, seconded by Commissioner Pierce,

R-#54/'14

CONDITIONAL USE PERMIT  
MICHAEL BETTIN  
OPERATING A NON-AGRICULTURAL BUSINESS

LOCATED IN AN "A" AGRICULTURAL DISTRICT  
WITHIN SECTION 28 OF FAIRMONT TOWNSHIP

Motion by Commissioner Donnelly, seconded by Commissioner Pierce,

WHEREAS, a Conditional Use Permit was requested by Michael Bettin, applicant and R&C Farms, LLP, owners of property located within Section 28 of Fairmont Township in Martin County, Minnesota (legally described in application) for the purpose of operating a truck parking and truck storage shop, a non-agricultural business 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 28<sup>th</sup> day of October, 2014 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:

Operate a truck parking and truck storage shop, a non-agricultural business on an existing building site, and

WHEREAS, the following conditions have been applied:

- Any additional permits required by the State of Minnesota must be obtained by the applicant.
- Any expansion in acres making the site larger requires the CUP to be amended with possible added conditions with a public hearing/public notice.
- All permits for construction, septic and well must be obtained.
- Landscape screening implemented.
- Lights to be installed in such a manner that no disturbance to neighboring properties will result.

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 4<sup>th</sup> day of November, 2014.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Dan Schmidtke, Board Chair

ATTEST: \_\_\_\_\_  
Scott Higgins, County Coordinator

Roll Call AYES: Commissioners Flohrs, Belgard, Pierce, Donnelly, and Schmidtke. NAYS: None. Resolution duly passed and adopted this 4<sup>th</sup> day of November, 2014.

Kevin Peyman, Martin County Highway Engineer, presented a Highway Department update including plows and sanders are ready to go and that crews will continue road maintenance until the snow flies. Peyman noted the Dunnell shop should be complete this week and that the goal is to have the shop fully functional by winter.

Commissioner Flohrs inquired about grass mowing along County roadways and noted the Elm Creek area is getting bad.

Peyman noted mowing is generally not done until just before the winter season.

Higgins noted the Board authorized the recruitment of a replacement Martin County Mentoring Coordinator position and that the position was posted a second time. The County received nine (9) applications and interviewed three (3). Higgins recommends the hire of Shawn Chambers as Martin County's Mentoring Network Program Coordinator with an anticipated start date on or about November 19, 2014.

Motion by Commissioner Flohrs, seconded by Commissioner Belgard, Be It Resolved that the Martin County Board of Commissioners, upon the recommendation of the Martin County Coordinator, hereby approve the hire of Shawn Chambers as Martin County Mentoring Network Program Coordinator, at Grade 9 Step 1 at \$15.02/hour, effective on or about November 19, 2014; contingent upon completion of reference and criminal background checks (BCA) satisfactory to the County; and is eligible for benefits per Courthouse Personnel Policies as it applies to this position. Carried unanimously.

James Forshee, Martin County Auditor/Treasurer, presented a resolution authorizing the public sale of tax forfeited land in the County. Forshee noted the resolution sets the terms and conditions, date, and time of sale. Forshee went on to note the sale is set for Tuesday, November 25, 2014 at 10:00 a.m. in the Commissioners Board Room.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly,

**RESOLUTION # \_55 / 14**

AUTHORIZING & FIXING TERMS OF TAX SALE:

**BE IT RESOLVED**, that all parcels of tax-forfeited land listed on the List of Tax-Forfeited Land #15 be classified as non-conservation land; that the basic sale price of each parcel on the List of Tax-Forfeited Land #15, that is on file with the Martin County Auditor/Treasurer, be approved and authorization for a public sale of this land be granted, pursuant to M.S. 282.01; that the sale will be held at **10:00 a.m. Tuesday, November 25, 2014**, by the Martin County Auditor/Treasurer, in the Commissioners Room, 1<sup>st</sup> Floor in the Martin County Courthouse, 201 Lake Avenue, Fairmont, Minnesota, beginning and not less than the basic sale price; and that all sales shall be full payment and on the terms set forth on the List of Tax-Forfeited Land #15 dated November 4, 2014.

**BE IT FURTHER RESOLVED**, that the conditions and terms of the public sale shall be as described in the list contained herein and approved by the Martin County Board of Commissioners.

Motion was made by Commissioner Pierce, seconded by Commissioner Donnelly and carried.

Dated this 4<sup>th</sup> Day of November, 2014.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MINNESOTA

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Dan Schmidtke, Chairperson

ATTEST: \_\_\_\_\_  
Scott Higgins  
Martin County Coordinator

Roll Call AYES: Commissioners Belgard, Flohrs, Donnelly, Pierce, and Schmidtke. NAYS: None. Resolution duly passed and adopted this 4<sup>th</sup> day of November, 2014.

Higgins noted the 2014 Annual Meeting of the Minnesota Counties Insurance Trust will be held on Monday, December 8, 2014 at 4:00 p.m.; and that the Board will need to appoint voting delegate and alternate for the annual meeting. Higgins went on to note the current voting delegate is Commissioner Steve Donnelly and voting alternate is James Forshee, Auditor/Treasurer.

Motion by Commissioner Pierce, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve Commissioner Elliot Belgard as voting delegate, and James Forshee, Auditor/Treasurer, as voting alternate to the 2014 Annual Meeting

of the Minnesota Intergovernmental Trust (MCIT) to be held on December 8, 2014 at the Best Western and Kelly Inn in St. Cloud, MN. Carried unanimously.

Higgins noted the Association of Minnesota Counties (AMC) requests that each county provide voting delegates to the annual conference which will be held December 8-9, 2014 in St. Cloud, MN; with by-laws allowing up to eight participants per county. After discussion,

Motion by Commissioner Belgard, seconded by Commissioner Flohrs, Be It Resolved that the Martin County Board of Commissioners, hereby approve up to eight delegates to attend the Association of Minnesota Counties (AMC) Annual Conference to be held December 8-9, 2014 in St. Cloud, MN, which includes Commissioner's Belgard, Flohrs, Pierce and Schmidtke, and Scott Higgins, Kevin Peyman, and James Forshee. Carried unanimously.

Higgins noted Minnesota Statutes require that bids be taken for Official County Newspaper for the publication of notices, minutes, etc.; and that the Truman Tribune was awarded the bid for the 2014 Official County Newspaper. Higgins went on to note it is time to again advertise for bids to all known newspapers in Martin County in order to designate the official newspaper for Martin County for the year 2015.

Motion by Commissioner Pierce, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby approve and authorize the Martin County Coordinator's Office to advertise for bids for designation of the official newspaper for Martin County for the year 2015. Bid opening will be held on Tuesday, December 16, 2014, at the regular Board of Commissioners meeting. Carried unanimously.

Higgins noted in a review of the current Board members of the South Central Minnesota Multi-County HRA, it has come to our attention that the term of Elliot Belgard will expire on January 30, 2015. The South Central Minnesota Multi-County HRA is requesting verification if Belgard's term will be extended or if a new member will be appointed to this position.

Motion by Commissioner Flohrs, seconded by Commissioner Donnelly, Be It Resolved that the Martin County Board of Commissioners, hereby authorize the reappointment of Elliot Belgard to the South Central Minnesota Multi-County HRA Board of Directors with term beginning January 30, 2015. Carried unanimously.

Commissioner Belgard noted for the past year or so he and Commissioner Pierce have been meeting with Faribault County Commissioners, county staff, and Minnesota Department of Transportation-Office of Transit (Mn/DOT) staff to discuss if we could make transit service better in Martin and Faribault Counties by joining forces. Mn/DOT advises transit consolidation and went through the process of hiring Nelson/Nygaard of San Francisco, CA, for a transit system consolidation planning study and implementation blueprint, and who we've met with about five times over the last year.

Belgard went on to note at our last meeting with Nelson/Nygaard it was suggested to set a joint county work session to decide if both counties want to merge transit service; and then to discuss how many members would make up the joint powers board and would the joint powers board

then hire an administrator (public vs. private sector), how to make the consolidation cost effective for both counties, and advertising of the combined service. Belgard also noted a joint work session meeting has been set with Faribault County and Mn/DOT for Wednesday, November 19, 2014, beginning at noon at the Human Resource Building in Fairmont, MN.

Commissioners reviewed the Third Quarter Report for Martin County Transit.

Commissioners presented their individual board member reports.

Commissioner Flohrs noted he attended an EDA Strategic Planning Session at 11:00 a.m., and a Personnel Committee meeting at 3:00 p.m. on October 21, 2014; Human Services full board meeting on October 22, 2014; Veteran Services Specialist interviews and Beyond the Yellow Ribbon meeting on November 3, 2014.

Commissioner Belgard noted in addition to those mentioned he attended a Regional Transit meeting in Blue Earth, MN, and Truman School Referendum meeting on October 28, 2014; regular EDA meeting at 5:15 p.m. on November 3, 2014; and joint meeting with Martin Soil and Water Conservation District at 7:00 a.m. on November 4, 2014.

Commissioner Pierce noted he had nothing new to add.

Commissioner Donnelly noted he attended the 2015 County Benefits Open Enrollment meetings on October 24, 2014.

Commissioners reviewed their calendars of upcoming meetings and activities: November 4, 2014 – Election Day, meeting with Fairlakes Transportation after the commissioners meeting this morning, and Adult Substance Abuse program graduation at 12:30 p.m.; November 5, 2014 – AMC District 7 meeting in Mankato, MN, regular Human Services Executive Board meeting in the afternoon, and Ditch Bond Rating Session conference call with Bill Fahey of Northland Securities; November 7, 2014 – Canvass Election Board (Commissioners Belgard and Donnelly), Drug Court Steering Committee meeting at 11:30 a.m. (Commissioner Flohrs unable to attend), and Out of Home Placement meeting with Judge Walker at 1:30 p.m.; November 10, 2014 – Library Board meeting at 1:30 p.m. (Commissioner Pierce will attend for Commissioner Flohrs); November 11, 2014 – Veterans Day Holiday, Courthouse closed; November 12, 2014 – Department Directors meeting at 8:30 a.m., Park Board meeting at 4:00 p.m., and Region 9 Strategic Planning Committee meeting in Mankato, MN; November 13, 2014 – Soil and Water Conservation District; November 14, 2014 – Prairieland meeting; November 16, 2014 – 4-H Recognition Banquet; November 17, 2014 – MVAC meeting; November 18, 2014 – next regular Board of Commissioners meeting; November 21, 2014 – 2014 Fairmont Glows Parade at 6:00 p.m.

With no further business to wit, Board Chair adjourned the meeting at 9:44 a.m.

BOARD OF COMMISSIONERS  
MARTIN COUNTY, MN

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Dan Schmidtke, Board Chair

ATTEST: \_\_\_\_\_  
Scott Higgins, County Coordinator