

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD OF NOBLES COUNTY, MINNESOTA

The County Board of Nobles County met in regular session this 6th day of April, 2010, in the Board of Commissioners Room, at the Nobles County Government Center, Worthington, Minnesota. The following Commissioners were in attendance: David Benson, Diane Thier, Vern Leistico and Marvin Zylstra.

The Pledge of Allegiance to the flag was recited.

On a motion by Vern Leistico seconded by David Benson, it was duly passed to approve the agenda.

On a motion by Diane Thier and seconded by Marvin Zylstra, it was duly passed to approve the Official Proceedings of the March 23rd, 2010 County Board meeting.

Jane Hennagir, Minnesota Counties Intergovernmental Trust, presented the Board with an annual member report for Nobles County.

Steve Schnieder, Public Works Director, presented the Board with information and a recommendation in the area of Public Works.

On a motion by Diane Thier and seconded by David Benson, it was duly passed to adopt the following resolution:

WHEREAS, it appears to the County Board of the County of Nobles that the road hereinafter described should be designated County State Aid Highway 39 under the provisions of Minnesota Law.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Nobles that the road described as follows, to-wit:

Beginning at a point on the south line of section 1, township 104 north, range 39 west, said point being approximately 1,517.6 feet easterly of the southwest corner of section 1, township 104 north, range 39 west; thence along the established centerline of the public road described as follows: From said point of beginning extending northerly a distance of approximately 2686.1 feet across said section 1 to a point on the south limits of the City of Dundee, said point being on the centerline of Main Street; thence continuing northerly along the centerline of Main Street an approximate distance of 2,503 feet to a point at the north limits of the City of Dundee on the Nobles-Murray County line; thence continuing easterly along the Nobles-Murray County line an approximate distance of 1,150 feet to the north quarter corner of said section 1; thence continuing easterly along the Nobles-Cottonwood County line on the north line of section 1, township 104 north, range 39 west, to a point an approximate distance of 319 feet easterly of the north quarter corner of said section 1, at the intersection with County State Aid Highway 1, and there terminating,

Be, and hereby is established, located, and designated a County State Aid Highway of said County, subject to the approval of the Commissioner of Transportation of the State of Minnesota.

BE IT FURTHER RESOLVED, that the County Administrator is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for consideration, and that upon his approval of the designation of said road, that same be constructed, improved and maintained as a County State Aid Highway of the County of Nobles, to be numbered and know as County State Aid Highway 39.

Wayne Smith, Environmental Services Director, presented the Board with information and recommendations in the area of conditional use permits.

On a motion by Diane Thier and seconded by David Benson, it was duly passed to approve Conditional Use Permit #01-2010 to 3-B Farms LLC, Adrian, MN for the construction of a 70' x 202' confinement barn with pit below for cattle to be located in the SW ¼ SE ¼ & SE ¼ SW ¼, Section 25, Township 103, Range 43 (Lismore Township) as recommended by the Nobles County Planning Advisory Commission.

On a motion by David Benson and seconded by Vern Leistico, it was duly passed to approve Conditional Use Permit #02-2010 to Lane Bullerman, Adrian, MN for a 40' x 750' extension on east side of existing barn to be located in the N ½ NE ¼ of Section 7, Township 101, Range 42 (Little Rock Township) as recommended by the Nobles County Planning Advisory Commission.

On a motion by Diane Thier and seconded by Marvin Zylstra, it was duly passed to authorize the County Board Chair to sign, on behalf of Nobles County an agreement with the Board of Water and Soil Resources for the MPCA Subsurface Sewage Treatment Systems base grant program.

Jan Voit, Heron Lake Watershed, presented the Board with a review of the 2009 annual report and projects and activities within the Heron Lake Watershed.

Kent Wilkening, Sheriff, presented the Board with information and recommendations in the area of Law Enforcement/Public Safety.

On a motion by David Benson and seconded by Diane Thier, it was duly passed to authorize the County Board Chair and County Administrator to sign, on behalf of Nobles County, a Boat and Water Safety grant in the amount of \$1,005.00.

On a motion by David Benson and seconded by Vern Leistico, it was duly passed to authorize the County Board Chair and County Administrator to sign, on behalf of Nobles County, an agreement with the State of Minnesota through its Commissioner of Transportation for the operation of subscriber radios on the Allied Radio Matrix for Emergency Response (ARMER) System. A copy of the agreement was before the Board and is made a part of this resolution by reference.

On a motion by Diane Thier and seconded by Vern Leistico, it was duly passed to table action on adopting the proposed resolution for development of a Joint Powers Agreement with other counties for Joint Dispatch, Records and Radio Systems until the April 20th County Board meeting.

In Favor: Diane Thier, Vern Leistico, Marvin Zylstra
Opposed: David Benson

On a motion by Diane Thier and seconded by David Benson, it was duly passed to authorize the County Board Chair and County Administrator to sign, on behalf of Nobles County, a Joint Powers agreement with the Minnesota Department of Corrections for Work Release services.

County Administrator, Melvin Ruppert and Auditor-Treasurer, Sharon Balster advised the Board as to options in filling the vacancy in Commissioner District IV such as possible appointment and/or special election.

On a motion by Vern Leistico and seconded by Diane Thier, it was duly passed to hold a public hearing in Commissioner District IV to invite public testimony from persons residing in the district relating to the qualifications of prospective appointees to fill said vacancy.

In Favor: Vern Leistico, Diane Thier, Marvin Zylstra
Opposed: David Benson

On a motion by Vern Leistico and seconded by Diane Thier, it was duly passed to set a public hearing for Monday, April 19th at 7:00 p.m. in the Commissioners Room, 3rd Floor, 315 Tenth Street, Government Center, Worthington, MN to receive public testimony on the vacancy in Commissioner District IV.

On a motion by David Benson and seconded by Vern Leistico, it was duly passed to approve county department and board travel expenses for March 26th, 2010. A summarized copy of the expenses was before the Board and is made a part of this resolution by reference.

Committee and Board reports were received from the following:

District II—Commissioner Thier reported on the Planning & Zoning meeting, meeting with the Hospital in regard to mental health inpatient treatment, annual REA meeting and the Bio-Science Conference.

District III—Commissioner Benson reported on the Southwestern Mental Health Board, Rock-Nobles Community Corrections, Nobles-Rock Health Board, annual Township meetings and the Legislative Conference.

District V-Commissioner Leistico reported on the Family Services, Resource & Conservation Development Commission meetings and the Legislative Conference.

District I-Commissioner Zylstra reported on the Township Association, Heron Lake Watershed meetings and the Legislative Conference.

County Administrator Ruppert informed the Board of the Southwestern Mental Health Annual meeting Wednesday, April 14th at 6:00 p.m. at The Coffey Haus, in Luverne.

On a motion by David Benson and seconded by Diane Thier, it was duly passed to appoint Marvin Zylstra (alternate) to the Nobles-Rock Health Board; Diane Thier (alternate) to the Rock-Nobles Community Corrections Board and Diane Thier (delegate) and Marvin Zylstra (alternate) to the Planning & Zoning Board; and further, authorize payment of per diem and expense reimbursement for their attendance at meetings.

On a motion by David Benson and seconded by Marvin Zylstra, it was duly passed to approve the following claims for payment:

Auditor's Warrants:

March 18, 2010	\$620.00
March 19, 2010	\$10,030.43
March 23, 2010	\$200.00
March 24, 2010	\$40.68
March 25, 2010	\$5,681.04
March 26, 2010	\$1,885.95
March 30, 2010	\$240.00

Commissioners' Warrants:

General Fund	\$162,803.09
Public Works Fund	\$26,552.13
Family Services Administration	\$21,475.75
Family Services Social Services	
March 18, 2010	\$26,360.33
March 25, 2010	\$67,239.91

There being no further business, the Board adjourned sine dies.

Attest:

Chairperson

County Administrator