

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD OF NOBLES COUNTY, MINNESOTA

The County Board of Nobles County met in regular session this 22nd day of March, 2016, in the Board of Commissioners Room, at the Nobles County Government Center, Worthington, Minnesota. The following Commissioners were in attendance: Marvin Zylstra, Gene Metz, Matt Widboom, Robert Demuth Jr. and Donald Linssen.

The Pledge of Allegiance to the flag was recited.

On a motion by Marvin Zylstra and seconded by Matt Widboom, it was duly passed to approve the agenda as amended, removing item 7.2 Professional Agreement for Coroner Services and adding item 7.5 Proposed New Wind Farm Request for Comment.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to approve the consent agenda.

- 5.1 March 1, 2016 Regular Meeting Minutes
- 5.2 Meetings & Conferences – March 4th and March 18th, 2016 Travel Expenses
- 5.3 Auditor's and Commissioner's Warrants

Wayne Smith, Environmental Services Director, presented the Board with information and recommendations in the areas of the One Watershed One Plan Project and a conditional use permit.

On a motion by Robert Demuth Jr. and seconded by Marvin Zylstra, it was duly passed to adopt the following resolution number 201619 supporting a Missouri River Basin Watershed One Watershed, One Plan project:

WHEREAS, the Minnesota Board of Soil and Water Resources has developed policies for coordination and development of comprehensive watershed management plans, also known as One Watershed, One Plan, consistent with Minnesota Statutes, Chapter 103B.801, Comprehensive Watershed Management Planning Program; and

WHEREAS, Minnesota Statutes, Chapter 103B.301, Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a local water management plan; and

WHEREAS, Minnesota Statutes, Chapter 103D.401, Watershed Management Plan, authorizes Minnesota Watershed Districts to develop and implement a watershed management plan; and

WHEREAS, Minnesota Statutes, Chapter 103C.331, subdivision 11, Comprehensive Plan, authorizes Minnesota Soil and Water Conservation Districts to develop and implement a comprehensive plan; and

WHEREAS, the counties, soil and water conservation districts, and watershed districts within the Missouri River Basin Watershed, as delineated in the attached One Watershed, One Plan Suggested Boundary Map, have interest in developing a comprehensive watershed management plan for this area.

NOW, THEREFORE, BE IT RESOLVED, that Nobles County recognizes and supports watershed-scale planning efforts consistent with Minnesota Statutes, Chapter 103B.801, also known as One Watershed, One Plan; and

BE IT FURTHER RESOLVED that Nobles County welcomes the opportunity to collaborate with the counties, soil and water conservation districts, and watershed districts within the Missouri River Basin for watershed-scale planning efforts in the future; and

BE IT FURTHER RESOLVED that the Nobles County supports an application to the Board of Water and Soil Resources for a planning grant to develop a comprehensive watershed management plan and anticipates entering into a Memorandum of Agreement with the counties, soil and water conservation districts, and watershed districts within the Missouri River Basin Watershed, to collaborate on this effort, pending selection as a recipient of a planning grant.

On a motion by Robert Demuth Jr. and seconded by Matt Widboom, it was duly passed to approve Conditional Use Permit #02-2016 to Brian Knips, Magnolia MN, for expansion of an existing livestock site to consist of a 102' x 192 total confinement barn with concrete pit below for swine located on the N 667' of E 350' of NE ¼ NW ¼, Section 21, Twp. 103, Range 43 (Lismore Township) with the condition that the land transfer be completed by December 2016 and that all necessary permits are received from the MPCA prior to construction being started.

Stephen Schnieder, Public Works Director/County Engineer, presented the Board with information and recommendations in the area of Public Works.

On a motion by Matt Widboom and seconded by Gene Metz, it was duly passed to adopt resolution number 201620 with language changes on the agreement and resolution striking out "Diagonal Parking on CSAH 39" and replacing with "Funding CSAH 39 in City of Dundee":

BE IT RESOLVED, by the Nobles County Board of Commissioners, that the Chairman of the County Board and the County Administrator are directed to approve the Agreement for Funding CSAH 39 in City of Dundee and that such Agreement be part of this Resolution.

On a motion by Donald Linssen and seconded by Marvin Zylstra, it was duly passed to adopt resolution number 201621 requesting a speed study:

WHEREAS, development has occurred over several years on County State Aid Highway 13 on the east limits of the City of Rushmore, and,

WHEREAS, the additional driveways and traffic has added to the concern about safety on this segment of roadway due to the current traffic speed;

NOW, THEREFORE, BE IT RESOLVED, by the Nobles County Board of Commissioners, that the Commissioner of Transportation, Minnesota Department of Transportation, be requested to have a speed study conducted for the purpose of determining the proper safe and reasonable speed limit for CSAH 13 from the south Rushmore city limits at South Drake Avenue to the north Rushmore city limits at 5th Street.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to declare a 1998 950G Caterpillar Payloader and 2006 LT9000 Sterling Truck as surplus property for disposal.

Mr. Schnieder advised that after the March 1st Board meeting, Attorney Kurt Deter was contacted to determine how other counties may be handling the situation of livestock accessing the open ditch systems and causing damages. Mr. Deter was not aware of any other counties dealing with this issue at this time. Mr. Deter expressed he would be willing to draft a letter that would cite the statute that says a landowner cannot damage the system for the approval of the ditch authority.

The consensus of the Board was to direct the Public Works Director to request Mr. Deter to draft a letter of complaint to be heard at a public hearing when he is available within the next 2 meetings and that the benefitted landowners would be notified.

Stacie Golombiecki, Community Services Director, and Terri Janssen, CHS Administrator/Public Health Director, presented the Board with information and a recommendation in the area of agreements.

On a motion by Marvin Zylstra and seconded by Robert Demuth Jr., it was duly passed to authorize the County Board Chair to sign, on behalf of Nobles County, a Southwest Initiative Foundation Grant Agreement for the provision of funds to continue work started in 2015 with the First Steps Dental Project. A copy of the Grant Agreement was before the Board and is made a part of this resolution by reference.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to authorize the County Board Chair to sign, on behalf of Nobles County, a 2016 Annual Plan Agreement as presented with the State of Minnesota Department of Human Services for the provision of educational only Tobacco Compliance Checks. A copy of the Agreement was before the Board and is made a part of this resolution by reference.

On a motion by Gene Metz and seconded by Marvin Zylstra, it was duly passed to authorize the County Board Chairperson to sign, on behalf of Nobles County, a Master Subscriber Agreement for Minnesota Court Data Services for Governmental Agencies with the State of Minnesota Office of State Court Administration for the

provision of assisting in the efficient performance of its governmental duties as required or authorized by law or court rule. A copy of the agreement was before the Board and is made a part of this resolution by reference.

Angelo Torres, Information Technology Director, presented the Board with an overview of the IT Department and a Roadmap Review outlining how technology is being used to create a flexible and secure environment for workers to accomplish tasks in a more streamlined and automated fashion in order to maximize efficiency.

Kathleen Kusz, County Attorney, presented the Board with information and a recommendation in the area of a professional service agreement for transcription services.

On a motion by Matt Widboom and seconded by Marvin Zylstra, it was duly passed to authorize the County Board Chair to sign, on behalf of Nobles County, a Professional Service Agreement with Heidi Langerud for the provision of purchasing the services of Contractor as a transcriptionist. A copy of the agreement was before the Board and is made a part of this resolution by reference.

Sue Luing, Human Resources Director/Deputy County Administrator, presented the Board with information and a recommendation in the area of personnel.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to approve an employee's leave of absence request until May 31, 2016.

Tom Johnson, County Administrator, presented the Board with information and recommendations in the area of County Administration.

On a motion by Donald Linssen and seconded by Marvin Zylstra, it was duly passed to approve the revised Nobles Home Initiative guidelines as presented.

On a motion by Donald Linssen and seconded by Robert Demuth Jr., it was duly passed to adopt the following resolution number 201623 proclaiming April 5, 2016 as National Service Recognition Day to encourage residents to recognize the positive impact of National Service Programs in our county, to thank those who serve and to find ways to give back to our communities:

Whereas, Nobles County is proud to join in a nationwide salute that will highlight the importance of citizen engagement and recognize the dedication of National Service AmeriCorps State members, Senior Corps Senior Companion Program (SCP) members and Foster Grandparent Program (FGP) members, and Senior Corps Retired Senior Volunteer Program (RSVP) volunteers, and inspire more residents to get involved in their communities, and

Whereas, the nation's counties are increasingly turning to National Service and volunteer programs as a cost-effective strategy to meet county needs, and

Whereas, National Service programs expand economic opportunity by creating more sustainable communities and providing education, career skills, and leadership abilities for those who serve, and

Whereas, National Service provides a unique public-private partnership that invests in community solutions to strengthen community impact and increase the return on taxpayer dollars, and

Whereas, National Service AmeriCorps State members, Senior Corps SCP and FGP members, and Senior Corps RSVP volunteers demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, and

Whereas, more than 13,000 Minnesota Senior Corps Volunteers provided 2.2 million hours of service in 2015. Nobles County was served by 1 AmeriCorps State member, 1 Senior Corps SCP member, 1 Senior Corps FGP member, and 297 Senior Corps RSVP volunteers in 2015. The Senior Corps RSVP volunteers perform their volunteer service work under the guidance of A.C.E. of SW Minnesota – Nobles County office. These volunteers provide vital support to county residents and improve the quality of life in Nobles County, and

Whereas, as a County Commission, we work hard every day to make life better for our constituents, and strengthening the spirit and commitment of the volunteers who serve our county is just one of our many goals. We are grateful for the dedication and sacrifice of these citizens who are helping make our great county stronger, safer, and healthier, and

Whereas, today we thank National Service AmeriCorps members, Senior Corps SCP and FGP members, and Senior Corps RSVP volunteers for their commitment. Let us pledge to do our part to strengthen our county through services and volunteering, and

Therefore, be it resolved, that we, the Nobles County Board of Commissioners, do hereby proclaim April 5, 2016, as National Service Recognition Day, and encourage residents to recognize the positive impact of National Service programs in our county, to thank those who serve; and to find ways to give back to our communities.

Mr. Johnson reminded Commissioners the 12th Annual Worthington Bio Conference will be held Thursday, April 7th and Friday, April 8th at the Comfort Suites and Worthington Event Center.

Mr. Johnson reviewed a letter and site location map requesting comment on the proposed Nobles 2 Wind Farm located in Nobles and portions of Murray County, MN. The project would consist of approximately 150 wind turbines, gravel access roads, underground collection lines, step up transformers, permanent meteorological tower(s), and a step up substation. The consensus of the Board was to send comments to Administrator Johnson to combine and prepare a draft letter for approval at the following meeting, April 5, 2016.

Committee and Board reports were received from the following:

District I-Commissioner Zylstra reported on AMC Legislative Conference, Indian Lake 4-H Progressives Youth Leadership Award, Heron Lake Watershed District, City of Brewster City Council and Annual Township meetings.

District II-Commissioner Metz reported on AMC Legislative Conference, the possible extension of the Buffer implementation to 2025, Kanaranzi-Little Rock Watershed and Annual Township meetings.

District III-Commissioner Widboom reported on Southwestern Mental Health Consortium, Rock-Nobles Community Corrections and Southwest Regional Development Commission meetings.

District IV-Commissioner Demuth reported on AMC Legislative Conference, Nobles Economic Opportunity Network (NEON), the Soil and Water Conservation District and Employee Empowerment Team meetings.

District V-Commissioner Linssen reported on AMC Legislative Conference, Nobles Economic Opportunity Network (NEON) and Chief Elected Officials meetings.

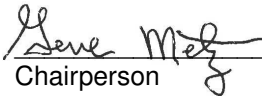
Management Team-Kathleen Kusz reported that signs are up in the buildings identifying shelters and fire extinguishers and preparations are being made for the State Tornado Drill day,

County Administrator-Tom Johnson reported on a letter received from the Indian Lake 4-H Progressives, the Broadband Legislative Discussion scheduled for March 25th in Slayton, an update from AMC on legislation, the LEAN report out to follow the meeting and an update on the Buffalo Ridge Regional Rail Authority Railroad Tie Cleanup Project.

Commissioner Zylstra reminded the Board of the MN Soybean Processors Banquet on Monday, March 28th and the EMPAC meeting on April 7th which would be held at the MN Soybean Processors Plant.

On a motion by Marvin Zylstra and seconded by Robert Demuth Jr., it was duly passed to adjourn the meeting at 10:36 a.m.

Attest:


Chairperson


County Administrator