

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD OF NOBLES COUNTY, MINNESOTA

The County Board of Nobles County met in regular session this 3rd day of May, 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, adding 8.2 Tax Forfeited Properties-Demolition, 8.3 Wilcon Final Pay Approval, 8.4 Gas Tax Resolution, and 8.5 Appointment for Ditch 12.

Barb Smith, Legal Secretary, was acknowledged as the recipient of the Nobles County Excellence in Performance Award.

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

- 5.1 April 19, 2016 Regular Meeting Minutes
- 5.2 Meetings & Conferences . Travel Expenses
- 5.5 Auditor~~s~~ and Commissioner~~s~~ Warrants

On a motion by Matt Widboom and seconded by Marvin Zylstra, it was duly passed to open the public hearing to review, discuss and consider the proposed property tax abatement request for Todd Schwebach and Clayton Schilling.

Tom Johnson, County Administrator, reviewed the proposal for the tax abatement requests for construction of a single family homes. No public comments were received.

On a motion by Marvin Zylstra and seconded by Donald Linssen, it was duly passed to close the hearing.

On a motion by Matt Widboom and seconded by Robert Demuth Jr., it was duly passed to adopt the following resolution number 201631:

WHEREAS, Minnesota Statute 469.1813 gives authority to the County of Nobles to grant an abatement of property taxes imposed by the County if certain criteria are met; and

WHEREAS, in addition to the statutory requirements, the Nobles County has adopted the Nobles Home Initiative guidelines which must be met before an abatement of taxes will be granted for residential development; and

WHEREAS, Todd Schwebach is the owner of certain property within Nobles County, legally described as follows:

Parcel ID: 31-3267-015 Lot 3 Block 1 Parkview Acres Second Addition, Worthington MN

WHEREAS, Todd Schwebach has made application to Nobles County for the abatement of taxes as to the above-described parcel; and

WHEREAS, Todd Schwebach has met the statutory requirements outlined under Minnesota Statute 469.1813 Subdivision 1(1) and Subdivision 2(i) as well as the County~~s~~ Nobles Home Initiative guidelines for tax abatement;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF NOBLES COUNTY, MINNESOTA:

1. The Nobles County does, hereby grant an abatement of Nobles County share of real estate taxes upon the above-described parcel for the construction of a new single family home.

2. The tax abatement will be for no more than five years commencing on the first year of taxes payable for the assessed value(s) related to the capital improvements outlined in Paragraph 1.
3. The County shall provide the awarded abatement payment following payment of due real estate taxes annually. One single payment shall be made to the owner of record by December 30th of that calendar year.
4. The tax abatement shall be for the residential capital improvements only. Land values and the current base value are not eligible and will not be abated.
5. The abatement shall be null and void if construction is not commenced within 6 months of the approval of this resolution or if real estate taxes are not paid on or before the respective payment deadlines annually.

On a motion by Marvin Zylstra and seconded by Donald Linssen, it was duly passed to adopt the following resolution number 201632:

WHEREAS, Minnesota Statute 469.1813 gives authority to the County of Nobles to grant an abatement of property taxes imposed by the County if certain criteria are met; and

WHEREAS, in addition to the statutory requirements, the Nobles County has adopted the Nobles Home Initiative guidelines which must be met before an abatement of taxes will be granted for residential development; and

WHEREAS, Clayton and Carla Schilling are the owners of certain property within Nobles County, legally described as follows:

Parcel ID: 06-0200-000 13927 330th Street, Ellsworth MN
 North 30 Acres NE ¼, Sect. 34 Twp. 101 Range 43

WHEREAS, Clayton and Carla Schilling have made application to Nobles County for the abatement of taxes as to the above-described parcel; and

WHEREAS, Clayton and Carla Schilling have met the statutory requirements outlined under Minnesota Statute 469.1813 Subdivision 1(1) and Subdivision 2(i) as well as the County's Nobles Home Initiative guidelines for tax abatement;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF NOBLES COUNTY, MINNESOTA:

1. The Nobles County does, hereby grant an abatement of Nobles County share of real estate taxes upon the above-described parcel for the construction of a new single family home.
2. The tax abatement will be for no more than five years commencing on the first year of taxes payable for the assessed value(s) related to the capital improvements outlined in Paragraph 1.
3. The County shall provide the awarded abatement payment following payment of due real estate taxes annually. One single payment shall be made to the owner of record by December 30th of that calendar year.
4. The tax abatement shall be for the residential capital improvements only. Land values and the current base value are not eligible and will not be abated.
5. The abatement shall be null and void if construction is not commenced within 6 months of the approval of this resolution or if real estate taxes are not paid on or before the respective payment deadlines annually.

Wayne Smith, Environmental Services Director, presented the Board with information and recommendations on two conditional use permits.

On a motion by Donald Linssen and seconded by Robert Demuth Jr., it was duly passed to approve Conditional Use Permit #14-2016 to Lewis & Clark Water Systems, Sioux Falls, SD, Phase 3B for the construction of a meter/booster station on a 1.5 acre tract of land in the NE ¼ of NE ¼, Section 21, TWP 102, Range 42, Olney Township and a main water line from Rock County line paralleling 270th Street to Fellows Avenue then north 2 miles to the meter/booster site with the condition that the utility is responsible for all costs associated with the adjustment or relocation of the water lines due to roadway construction or maintenance operations.

On a motion by Robert Demuth Jr. and seconded by Gene Metz, it was duly passed to approve Conditional Use Permit #13-2016 to Verlis Schilling, Adrian, MN, for construction of a 101qX 192qswine

finishing barn with concrete pit below with the condition that a minimum of two rows of trees be planted on the west and north sides of the finishing barn. This parcel of land is located on a tract 581qX 1050qin SW ¼ SW ¼, Section 18, Twp. 101, Range 42 (Little Rock Township).

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 Marvin Zylstra, it was duly passed to adopt the following resolution number 201633 approving the agreement to cost share with the City of Worthington on the design study of CSAH 35.

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 Funding CSAH 35 Layout Development in City of Worthington agreement for CSAH 35, Oxford Street in City of Worthington and that such Agreement be part of this Resolution.

On a motion by Matt Widboom and seconded by Donald Linssen, it was duly passed to adopt resolution number 201634 requesting a speed study:

WHEREAS, development has occurred over several years along County State Aid Highway 25 on the east side of the City of Wilmont, and,

WHEREAS, the additional driveways and traffic on this roadway 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 25 from County State Aid Highway 29, 4th Avenue to a point 2,400 feet east.

Stephen Schnieder presented the Board an annual update on the Public Works Department and distributed a copy of the Public Works annual report.

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

The Board discussed the appointment of Stephen Schnieder as the County Highway Engineer and Stephen's request for a salary increase.

The original motion made by Marvin Zylstra and seconded by Robert Demuth Jr., to appoint Stephen Schnieder as County Engineer with no increase in salary failed.

In Favor: None

Opposed: Marvin Zylstra, Gene Metz, Matt Widboom, Robert Demuth Jr. and Donald Linssen

On a motion by Matt Widboom and seconded by Robert Demuth Jr., it was duly passed to appoint Stephen Schnieder as County Engineer with the current pay.

On a motion by Donald Linssen and seconded by Matt Widboom it was duly passed to add the house at 509 Maine Avenue, Adrian, MN, to the list of tax forfeited houses to be demolished.

On a motion by Robert Demuth Jr. and seconded by Marvin Zylstra, it was duly passed to approve the final payment of retainage for the Stair Project in the amount of \$18,840.

On a motion by Marvin Zylstra and seconded by Donald Linssen, it was duly passed to approve resolution number 201635 in support of a statewide increase of \$0.16/gallon fuel tax for the State of Minnesota.

WHEREAS, the Nobles County Board of Commissioners is committed to the maintenance of our road and bridge system; and

WHEREAS, Minnesota Legislature is considering methods to increase funding to cover an estimated \$600,000,000 annual shortfall in funding for maintenance and improvements of the state's roads and bridges; and

WHEREAS, multiple methods are being considered including increased gas tax, sales tax for automobile and truck parts, increased licensing fees, and others; and

WHEREAS, an increase of \$0.16 per gallon for an automobile getting 30 miles per gallon and driving 15,000 miles annually, the cost would be \$80 per year; and

WHEREAS, costs for repairs of roads and bridges continue to increase, and, the reconstruction of roads and bridges due to a lack of maintenance far exceeds the cost of regular maintenance; and

WHEREAS, an increase of \$0.16 per gallon would add an estimated \$480,000,000 to the dedicated highway fund, equivalent to 80% of the current estimated shortfall; and

WHEREAS, in a meeting with government leaders April 28, 2016, state representatives requested county commissioners act by resolution.

NOW, THEREFORE, BE IT RESOLVED that the Nobles County Board of Commissioners hereby supports an increase in the Minnesota State Fuel Tax rate of \$0.16 including all fuels as specified by state statute.

On a motion by Donald Linssen and seconded by Robert Demuth Jr., it was duly passed to appoint Commissioners Matt Widboom, Gene Metz, and Marvin Zylstra to the Ditch 12 Board.

Committee and Board reports were received from the following:

District I-Commissioner Zylstra reported on the Local Board of Review, SMOC, ACE annual meeting, and Southern Prairie.

District II. Commissioner Metz reported on Board of Equalization meetings.

District III-Commissioner Widboom . no report.

District IV-Commissioner Demuth reported on SMOC.

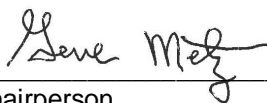
District V-Commissioner Linssen reported on Transit Board, Park Board, ACE annual meeting, Southern Prairie.

Management Team-Kathleen Kusz expressed appreciation to the Daily Globe and Julie Buntjer; they did a very good job on the series of newspaper articles they ran on information on the county departments.

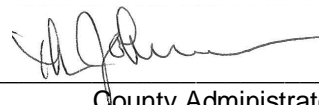
County Administrator-Tom Johnson reported on the railroad cleanup.

On a motion by Marvin Zylstra and seconded by Donald Linssen, it was duly passed to adjourn the meeting at 10:27 a.m.

Attest:



Chairperson



County Administrator