

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD OF NOBLES COUNTY, MINNESOTA

The County Board of Nobles County met in regular session this 6th day of September, 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 Robert Demuth Jr. and seconded by Marvin Zylstra, it was duly passed to approve the agenda, recognizing the handout for a correction to Resolution 201646 Joint Powers Agreement.

On a motion by Donald Linssen and seconded by Matt Widboom, it was duly passed to approve the consent agenda.

- 5.1 August 23, 2016 Regular Meeting Minutes
- 5.2 Meetings & Conferences - Travel Expenses
- 5.3 Auditor's and Commissioner's Warrants

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

On a motion by Marvin Zylstra and seconded by Matt Widboom, it was duly passed to approve the review of Conditional Use Permit #18-2013 to Brian Lindeman, Rushmore, MN, for continued operation of a gravel pit in Section 35 Little Rock Township located on the E 916' of SW ¼ Section 35, Twp. 101, Range 42 (Little Rock Township) with the same conditions as permitted in 2013 as recommended by the Nobles County Planning Commission.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to approve Conditional Use Permit #22-2016 to Lewis & Clark Regional Water System, Sioux Falls, SD, for construction of a 2 million gallon reservoir on a tract of land in the SW Corner of SW ¼ Section 30, Twp. 102, Range 40 (Worthington Township) and a main water line, outside the road right-of-way paralleling 270th Street from Fellows Avenue into the City of Worthington with 2 conditions as recommended by the Nobles County Planning Commission.

On a motion by Matt Widboom and seconded by Marvin Zylstra, it was duly passed to approve Conditional Use Permit #24-2016 to Jake & Jill Cuperus, Wilmont, MN, dba Local Harvest, on a parcel of land located on 48 acres in the in the NE ¼ and 85.33 acres in SE ¼, Section 9, Twp. 102, Range 40 (Worthington Township).

Administrator Tom Johnson advised that he had discussed item 6.1 B.1. Uncollected Accounts with Public Works Director, Stephen Schnieder, and they would like to hold off on the Board taking action on that item while additional information is obtained.

Kent Wilkening, Sheriff, presented the Board with information and a recommendation in the area of a Joint Powers Agreement with the State of Minnesota.

Kathleen Kusz, County Attorney, advised she could not recommend the Board to approve the agreement without the Joint Powers agreement stating in the first paragraph "Nobles County, through the Nobles County Sheriff", replacing "Nobles Co. SO 1530 Airport Road, Suite 100 Worthington MN 56187"; and further, that Exhibit B identified in the agreement was not included for review.

Mr. Wilkening advised that this reoccurring agreement and all attachments had been reviewed by the previous County Attorney in the past. The Board requested that Exhibit B be available for review and Mr. Wilkening advised he would return to his office and send the document to Administration staff for the Board's review.

Joyce Jacobs, Emergency Management Director, presented the Board with information in the area of Emergency Preparedness Month and local alerting systems.

Stacie Golombiecki, Community Services Director, presented the Board with information and recommendations in the area of the termination of a health agreement and a new interpreter agreement.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to terminate the StratisHealth Agreement on the date that all signatures are acquired. A copy of the termination agreement was before the Board and is made a part of this resolution by reference.

On a motion by Marvin Zylstra and seconded by Matt Widboom, it was duly passed to authorize the County Board Chairperson and Administrator to sign, on behalf of Nobles County, an interpreter services agreement with Lawnar Moo. A copy of the agreement was before the Board and is made a part of this resolution by reference.

Sue Luing, HR Director/Deputy County Administrator, presented the Board with information in the area of personnel.

On a motion by Robert Demuth Jr. and seconded by Donald Linssen, it was duly passed to approve the increase in the county cafeteria contribution to \$715.00/month per FTE for 2017.

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

On a motion by Donald Linssen and seconded by Matt Widboom, it was duly passed to authorize the Auditor-Treasurer and Administrator to obtain quotes to demolish homes on tax forfeited properties for parcels 25-0014-000 and 28-0259-000; and further, to draft an agreement with the lowest responsible bidder to bring back to the Board for authorization.

On a motion by Gene Metz and seconded by Matt Widboom, it was duly passed that a public information meeting for County Ditch #11 be held on Tuesday, September 20th at 10:00 a.m., in the Nobles County Board of Commissioners Room, 3rd Floor of the Government Center, 315 Tenth Street, Worthington MN; and further, that the public hearing be held Tuesday, October 4, 2016 at 10:00 a.m. in the same location.

On a motion by Robert Demuth Jr. and seconded by Marvin Zylstra, it was duly passed that a public meeting with landowners be held for Judicial Ditch #11B on Tuesday, October 4, 2016 at 11:00 a.m. in the Farmers Room, located on the 1st Floor of the Government Center, 315 Tenth Street, Worthington MN.

On a motion by Gene Metz and seconded by Robert Demuth Jr., it was duly passed to approve the following resolution:

WHEREAS, it is the duty of the Board of Commissioners to appoint citizens to various Boards, Committees and Commissions of Nobles County.

BE IT THEREFORE RESOLVED, to appoint the following persons, for the term specified on Boards, Committees and Commissions as listed:

**Kanaranzi Little Rock Watershed Board of Managers
(3 year term expiring October 7, 2019)**

Tim Taylor, Adrian

Chairperson Metz expressed his gratitude for citizens who are willing to serve on the various committees, especially the Watersheds.

Kathleen Kusz, County Attorney, requested that the Board revisit item 6.2 A. on behalf of the Sheriff. Ms. Kusz advised that she reviewed the requested information, Exhibit B for the Joint Powers

Agreement, but that it will remain in possession of the Sheriff due to data privacy. Ms. Kusz recommended that the Board approve the corrected Resolution 201646 as presented and Joint Powers Agreement striking out "Nobles Co. SO 1530 Airport Road, Suite 100 Worthington MN 56187" in the first paragraph and replacing it with "Nobles County, through the Nobles County Sheriff."

On a motion by Robert Demuth Jr. and seconded by Marvin Zylstra, it was duly passed to approve Resolution 201646 and Joint Powers Agreement with the correction in the first paragraph striking out "Nobles Co. SO 1530 Airport Road, Suite 100 Worthington MN 56187" and replacing it with "Nobles County, through the Nobles County Sheriff."

Committee and Board reports were received from the following:

District I-Commissioner Zylstra reported Emergency Management Planning Advisory Committee (EMPAC), Economic Development including the AgCo purchase of the Farley Sather Building in Round Lake, and the Historical Society.

District II-Commissioner Metz reported on Kanaranzi Little Rock Watershed, Budget Committee, Historical Society and legislation for a special session.

District III-Commissioner Widboom reported on Historical Society and Southwest Regional Development Commission (SRDC) meetings.

District IV-Commissioner Demuth reported on Historical Society and Developmental Achievement Center (DAC) meetings.

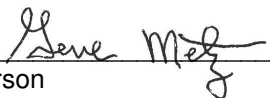
District V-Commissioner Linssen reported on Advocate Connect Educate (ACE) and Southern Prairie Community Care meetings.

Management Team-Kathleen Kusz had no report.

County Administrator-Tom Johnson reported on Ditch and Budget Committee meetings, the ribbon cutting for the Tax Forfeited House demolition in Bigelow on Wednesday, September 7th at 4:30 p.m., the upcoming "Commissioners on Wheels" tour of the BAC and Prairie Holdings Group, the AMC Policy Conference on September 15th and 16th and an Emerging Entrepreneurs Program.

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