

OFFICIAL PROCEEDINGS OF BOARD OF COMMISSIONERS OF NOBLES COUNTY, MINNESOTA

The Board of Commissioners of Nobles County met in regular session on Tuesday, August 22, 2023, at the Government Center, in the Commissioner’s Board Room, Worthington, Minnesota. The following Commissioners attended: Robert S. Demuth, Justin Ahlers, Gene Metz, Bob Paplow and Chris Dybeveck.

Vice Chairman Ahlers called the meeting to order at 9:00 A.M. followed by the Pledge of Allegiance.

1.0 Call To Order	
2.0 Pledge of Allegiance	
3.0 Approval of Agenda	
<u>VOTING</u> It was duly passed to approve the agenda as presented. Motion by: Paplow, Bob Seconded by: Dybeveck, Chris	
4.0 Recognition	
4.1 Visitors and Guests Welcome	
4.2 Years of Service Recognition Linda Bosch, Secretary II, Rock Nobles Community Corrections, was recognized for 25 years of service.	
5.0 Consent Agenda	
5.1 (A)	August 08, 2023 Regular Board Meeting Minutes Draft <u>Attachments:</u> August 08, 2023 Draft Minutes
5.2 (A)	Meetings and Conferences – Travel Expenses <u>Attachments:</u> Expenses paid August 11, 2023
5.3 (A)	Auditor’s & Commissioner’s Warrants <u>Attachments:</u> Accounts Payable Summary Auditor’s Warrants
5.3 (B)	Auditor’s & Commissioner’s Warrants – Vendors paid over \$2,000 <u>Attachments:</u> Auditor’s Warrants
5.4	Renewal for Club On-Sale Retail Liquor License <u>Attachments:</u> Renewal Application
<u>VOTING</u> It was duly passed to approve the consent agenda as presented. Moved by: Metz, Gene Seconded by: Demuth, Robert S.	
6.0 Public Hearings	
6.1	Public Hearing – Consideration of Ordinance Prohibiting The Operating of Cannabis Businesses Until January 1, 2025 A. Open Hearing (Action) B. Proposed Ordinance – Discussion C. Public Comment D. Close Hearing (Action) E. Decisions : Ordinance #202302 (Action) <u>Attachments:</u> Ordinance 202302
An item that passed through the 2023 Legislative Session was varied levels of Cannabis sales and use provisions. Counties throughout Minnesota are now sorting out how to adjust to the new laws. Two Cannabis-related ordinances are being proposed as part of Nobles County’s investigation and adjustment for Cannabis sales and use. This Public Hearing is	

established to obtain public input and then to consider these ordinances. As stated, the general purpose of this ordinance is to protect public health and safety while Nobles County conducts a study into reasonable restrictions on the time, place, and manner of the cannabis businesses within the County. Discussion was had amongst the Commissioners regarding the ordinance. No public comment was received.

VOTING

- A. A motion by Justin Ahlers and seconded by Bob Paplow, it was duly passed to open the Public Hearing for Ordinance 202302 Prohibiting the operation of cannabis businesses until January 1, 2025.
- B. Braden Hoefert, Nobles County Attorney, presented the board with an overview of the ordinance.
- C. No Discussion or public comment was received.
- D. On a motion by Gene Metz and seconded by Bob Paplow, it was duly passed to close the proposed ordinance Public Hearing.
- E. On a motion by Justin Ahlers and seconded by Gene Metz, it was duly passed to approve Ordinance 202302 to prohibit the operation of cannabis businesses until January 1, 2025.

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| 6.2 | <p>Public Hearing – Consideration of Ordinance Regulating the Use of Cannabis and Cannabis Derived Products in Public Places.</p> <ul style="list-style-type: none">A. Open Hearing (<i>Action</i>)B. Proposed Ordinance – DiscussionC. Public CommentD. Close Hearing (<i>Action</i>)E. Decisions : Ordinance #202303 (<i>Action</i>) <p><u>Attachments:</u>
Ordinance 202303</p> |
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An item that passed through the 2023 Legislative Session was varied levels of Cannabis sales and use provisions. Counties throughout Minnesota are now sorting out how to adjust to the new laws. Two Cannabis-related ordinances are being proposed as part of Nobles County’s investigation and adjustment for Cannabis sales and use. This Public Hearing is established to obtain public input and then to consider these ordinances. As stated the general purpose of this ordinance is to protect public health and safety by regulating cannabis use in public spaces. The penalty provision of establishing a petty misdemeanor for cannabis use within public spaces is included as part of the ordinance. Discussion was had on if private clubs / residences could regulate use on their own. Attorney Hoefert explained that yes, private clubs or residences (such as an apartment building) could regulate use on their own.

VOTING

- A. A motion by Justin Ahlers and seconded by Robert S. Demuth, it was duly passed to open the Public Hearing for Ordinance 202303 Regulating the Use of Cannabis and Cannabis Derived Products in Public Places.
- B. Braden Hoefert, Nobles County Attorney, presented the board with an overview of the ordinance.
- C. No Discussion or public comment was received.
- D. On a motion by Gene Metz and seconded by Robert S. Demuth, it was duly passed to close the proposed ordinance Public Hearing.
- E. On a motion by Justin Ahlers and seconded by Bob Paplow, it was duly passed to approve Ordinance 202303 to Regulating the Use of Cannabis and Cannabis Derived Products in Public Places.

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| 6.3 | <p>Public Hearing – Proposed Property Tax Abatement Nathan Erlandson Parcel 21-0632-750</p> <ul style="list-style-type: none">A. Open Hearing (<i>Action</i>)B. Proposed Abatement – DiscussionC. Public CommentD. Close Hearing (<i>Action</i>)E. Decisions : Nathan Erlandson Parcel 21-0632-750– Resolution 202328 (<i>Action</i>) <p><u>Attachments:</u>
Application information
Resolution 202328</p> |
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VOTING

- A. A motion by Gene Metz and seconded by Justin Ahlers, it was duly passed to open the Proposed Property Tax Abatement Public Hearing for Nathan Erlandson Parcel 21-0632-750.
- B. Bruce Heitkamp, Nobles County Administrator, reviewed the Nobles Home Initiative Application. Glen and Lila Erlandson are building a home on Nathan Erlandson’s land.

- C. No Discussion or public comment was received.
- D. On a motion by Chris Dybevic and seconded by Robert S. Demuth, it was duly passed to close the Proposed Property Tax Abatement Public Hearing.
- E. On a motion by Chris Dybevic and seconded by Justin Ahlers, it was duly passed to adopt Resolution 202328 approving tax abatement to Nathan Erlandson Parcel 21-0632-750 pursuant to Minnesota Statute 469.1813.

6.4	<p>Public Hearing – Proposed Property Tax Abatement Clarence Kremer Parcel 16-0166-000.</p> <ul style="list-style-type: none"> A. Open Hearing <i>(Action)</i> B. Proposed Abatement – Discussion C. Public Comment D. Close Hearing <i>(Action)</i> E. Decisions : Clarence Kremer Parcel 16-0166-000– Resolution 202329 <i>(Action)</i> <p><u>Attachments:</u> Application information Resolution 202329</p>
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VOTING	
<ul style="list-style-type: none"> A. A motion by Justin Ahlers and seconded by Bob Paplow, it was duly passed to open the Proposed Property Tax Abatement Public Hearing for Clarence Kremer Parcel 16-0166-000. B. Bruce Heitkamp, Nobles County Administrator, reviewed the Nobles Home Initiative Application. Rob Kremer is building a home on Clarence Kremer’s land. C. No Discussion or public comment was received. D. On a motion by Bob Paplow and seconded by Justin Ahlers, it was duly passed to close the Proposed Property Tax Abatement Public Hearing. E. On a motion by Gene Metz and seconded by Bob Paplow, it was duly passed to adopt Resolution 202328 approving tax abatement to Clarence Kremer Parcel 16-0166-000pursuant to Minnesota Statute 469.1813. 	

7.0 Special Presentations

7.1 (A)	Retired Senior Volunteer Program (R.S.V.P.) Annual Update
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A.C.E. & RSVP are offering and coordinating services out of the Nobles County Government Center, among other locations around S.W. Minnesota. Their mission statement is to create strong, involved communities focusing on volunteerism and active living programs for adults 55 & above, and care partners of all ages. Their Vision Statement is brining volunteers and healthy living programs together to create communities where older adults and care partners thrive. Joanne Bartosh is the A.C.E. Nobles County Program Manager here within the Nobles County Government Center she along with fellow volunteers discussed their successes in 2022. This was informational only.

8.0 Department Presentations

8.1	<p>Community Reinvestment Program – County Support Grant Agreement</p> <p><u>Attachment:</u> PrimeWest Health Agreement</p>
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PrimeWest Health developed the County Support Community Reinvestment Grant Initiative to help each PrimeWest owner county’s Public Health and Human Service department address their departmental and/or local resource needs and challenges that affect PrimeWest members. PrimeWest set aside \$2.5 million in surplus funding to support this effort and developed a formula to allocate amounts to each county that includes a base amount and an additional amount based on their current PrimeWest enrollment. The allocation amount for Nobles County is \$89,390.19. Nobles County submitted a grant proposal for usage of these funds which has been accepted by PrimeWest. Community Services has identified a strong need for a new position which we envision as a Resource Navigator / Interpreter to ensure that all clients of the agency have timely, meaningful access to program information and available services. Identified tasks of the position include providing interpretation for any agency staff, meeting with clients to appropriately identify specific needs, linking clients to meaningful and available resources both within the agency and in the community at-large, creating and sustaining connections and communication with various community partners, assisting clients in completing necessary paperwork and applications for services, and providing navigation assistance for clients to improve their understanding and access to various available resources. This position will assist clients in need of services such as housing assistance, health care access, employment, transportation, education, nutrition services, etc. An additional benefit of this position being added to our team will be through providing much needed support to our eligibility, social work, nursing, and other staff which will in turn free up time for those staff to focus on their primary case

management duties. The individuals and families that present to the agency have been experiencing increasingly complicated situations which when coupled with a language barrier present huge challenges for everyone involved. The position will also have a significant positive impact on the overall customer service experience the agency is able to provide.

This position will be funded through the PrimeWest Community Reinvestment Grant initially and will focus their efforts on current Primewest enrollees under the age of 65. We anticipate sustainability for the position after year one will come through additional revenues generated by the freeing up of time for other case management staff who provide billable services and through identifying additional billing sources that may be available for this position.

A job description is currently being developed for the position and additional position request to bring forward to the Board for approval once finalized. For planning purposes, we estimated this position to come in at a Level 7 on our current pay scale similar to our current case aide positions. We estimate the PrimeWest grant will support the position in its entirety for the last quarter of 2023 and most if not all of 2024.

VOTING
 It was duly passed to accept the PrimeWest Health Community Reinvestment Program Grant in the amount of \$89,390.19.
 Moved by: Paplow, Bob
 Seconded by: Metz, Gene

9.0 Administration Presentation

9.1	PJC Boiler Controls <u>Attachments:</u> NAC Quote
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Nobles County Maintenance identified that the Prairie Justice Center (PJC) boiler controls are failing and need to be replaced. NAC has provided a quote to provide and install new electronic BACnet controllers to replace the existing DX-9100 and (3) UNT controllers that have been failing and have reached life expectancy. The price quote of \$13,966.00 to replace these failed controllers. The quote was discussed and determined waiting to replace these items was not an option.

VOTING
 It was duly passed to approve the NAC quote of \$13,966.00 to replace boiler controls at the PJC using building reserves.
 Moved by: Metz, Gene
 Seconded by: Paplow, Bob

10.0 Inter-Agency Reports / Announcements

10.1	Committee and Board Reports
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Attorney Hoefert – Reported there is an interview scheduled for an open Attorney position.

District I – Commissioner Ahlers – Reported on the Reading Sewer project.

District III – Commissioner Paplow – Reported that the Art Center is in need of new members.

District II – Commissioner Metz – Reported the Lismore Telephone was awarded the Reconnect Grant for fiber internet.

District V – Commissioner Dybevic – Reported on the Worthington Cemetery meeting and the Library Focus group.

District IV – Commissioner Demuth – Reported on the Soils and Water board opening and if any other Commissioner would like to attend in his absence. Also reported on the openings in Planning and Zoning and the Zoning board of Appeals.

Administration –Reported on the 2024 budget.

10.2	Correspondence <u>Attachments:</u> Recruitment Memo KLR Minutes 7/20/23 Nobles SWCD Minutes 7/19/23 HLWD Agenda 8/14/23
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	HLWD Minutes 7/19/23 Nobles SWCD Agenda 8/16/23 KLR Balance Sheet as of 7/31/23 Nobles SWCD Bills Payable as of 7/31/23 KLR Budget Comparison KLR Agenda 8/17/23 KLR Profit and Loss Through 8/11/23 Nobles SWCD Profit and Loss Through 7/31/23 KLR Resolution Regarding the 2024 Budget/Levy
10.3	Calendar <u>Attachments:</u> August 2023 September 2023
11.0	Other / Future Business Nobles County Summer Internship Appreciation Event – Tuesday August 22, 2023 11:30 a.m. Government Center Farmers Room, Worthington, MN Work Session – Wednesday August 30, 2023 8:30 a.m. Government Center Board Room, Worthington, MN Board Meeting – Tuesday September 05, 2023 9:00 a.m. Government Center Board Room, Worthington, MN
	12.0 Adjournment It was duly passed to adjourn the meeting at 10:26 a.m. Moved by: Ahlers, Justin Seconded by: Paplow, Bob

Nobles County Board Chair

Nobles County Administrator