

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

April 3, 2007

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session April 3, 2007 at 1:00 p.m. at the Courthouse in Austin, Minnesota.

All members present, viz: Dick Lang, Chair
 Richard Cummings
 Raymond Tucker 1:17 p.m.
 David Hillier
 Dave Tollefson
 Craig Oscarson, County Coordinator

The Commissioners received a tour of the new SIRT (Special Incident Response Team) vehicle.

At this time a Public Hearing was held in regard to CUP #717 of Lance Pogones/Turtle Creek Estates, Inc. to plat residential lots.

Daryl Franklin, Environmental Services, provided a summary of the requested CUP #717 and informed the Board that the Planning Commission recommended approval. The Petitioner was present.

No one spoke for or against CUP #717.

Date: April 3, 2007

Res. #27-07

RESOLUTION

On motion of Commissioner Cummings, seconded by Commissioner Tucker, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 3, 2007 at the Courthouse, Austin, Minnesota.

The Mower County Planning Commission having presented to the Mower County Board of Commissioners, CUP #CUP #717 of Lance Pogones/Turtle Creek Estates, Inc., Petitioner, and to be issued pursuant to the Mower County Zoning Regulations for:

To allow platting of property into residential lots

Location: Out Lot 2 in N ½ SE ¼ , Section 32, Lansing Township (21.39 Acres)
 and N ½ SE ¼ Exc. OL's 1 & 2, Exc. 3.77 Ac., Exc. .58 Ac., Exc.,
 Section 32, Lansing Township (11.70 Acres), T103N R15W, Mower
 County, Minnesota.

Notice having been duly given and a hearing held April 3, 2007, on said petition.

NOW, THEREFORE, BE IT RESOLVED, that the Mower County Board accepts and adopts the findings of fact of the Mower County Planning Commission in the five required areas; and

BE IT FURTHER RESOLVED, that said petition is hereby approved, as recommended by the Mower County Planning Commission with conditions as follows:

1. Comply with Mower County Subdivision Ordinance.
2. Site evaluations will be conducted on the "primary" sewage treatment site for each lot. The site evaluations shall be submitted to the Mower County Environmental Services Department prior to selling any lots.
3. Easements as requested by local Utilities & others will be shown on the plat.
4. All pipeline easements shall be delineated on plat.
5. No access for lots directly onto 12th Avenue N.W. and 31st Street N.W. Access shall be off internal roads.
6. Developer will pay all costs associated with roads and driveway installations including culverts and fill.
7. Developer will install road according to Township specifications.
8. Complete wetland inventory and evaluation, according to the 1987 Army Corps of Engineers Wetland Delineation Manual of area and submit with preliminary plat to the Mower County Environmental Services Department.
9. The platting must be completed by April 1, 2009, if not the CUP is void.
10. Petitioner must complete and submit an EAW on the subdivision to Mower County for review. If the EAW determines that an EIS is necessary, Petitioner must complete and submit to the County.
11. Comply with Minnesota Pollution Control Agency requirements for project development, including but not limited to general storm water permit for construction activity and secure NPDES Permit. Developer will be responsible for all costs.
12. Any costs for residential 911 signing for rural addressing of streets and homes shall be born by the developer.
13. The final plat must have a through street as opposed to the cul-de-sacs in the proposed plat to accommodate emergency vehicles access in and out of the subdivision.
14. All lots must be a minimum of 1 acre each, excluding right-of-way.

This permit is in accordance with Section 14-66(f) of the Mower County Zoning Ordinance.

Passed and approved this 3rd day of April, 2007. Commissioner Hillier abstained.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

At this time a Public Hearing was held in regard to CUP #718 of Jamie Beck to construct an additional dwelling in the NW ¼ of Section 16 in Red Rock Township.

Daryl Franklin, Environmental Services, provided a summary of the requested CUP #718 and informed the Board that the Planning Commission recommended approval. The Petitioner was present.

No one spoke for or against CUP #718.

Date: April 3, 2007

Res. #28-07

RESOLUTION

On motion of Commissioner Cummings, seconded by Commissioner Hillier, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held April 3, 2007 at the Courthouse, Austin, Minnesota.

The Mower County Planning Commission having presented to the Mower County Board of Commissioners, CUP #718 of Jamie Beck, Petitioner, and to be issued pursuant to the Mower County Zoning Regulations for:

To construct an additional dwelling in the NW ¼ of Section 16 in Red Rock Township.

Location: E ½ NW ¼ Doc #513055, Section 16, Red Rock Township, T103N R17W, Mower County, Minnesota.

Notice having been duly given and a hearing held April 3, 2007, on said petition.

NOW, THEREFORE, BE IT RESOLVED, that the Mower County Board accepts and adopts the findings of fact of the Mower County Planning Commission in the five required areas; and

BE IT FURTHER RESOLVED, that said petition is hereby approved, as recommended by the Mower County Planning Commission with conditions as follows:

1. A Zoning Permit and ISTS Permit must be obtained prior to construction.
2. The CUP shall become void on 12/31/09 if no construction has begun or the use has not been established. However, the County Board may extend the CUP for an additional twelve (12) months by a motion if the conditions are the same as the approved CUP.
3. The Petitioner shall be responsible for obtaining a 9-1-1 rural address from the Mower County Engineer and for obtaining proper signage for the property. Any and all costs associated with 9-1-1 addressing and signage are the responsibility of the Petitioner.
4. Owner must contact the Mower County SWCD regarding the Wetland Conservation Act and provide the County a copy of one of the following:
 - a. A "No Loss Determination" (no wetlands on site).
 - b. A "Wetland Exemption" (the act does not apply).
 - c. A "Wetland Replacement Plan" approval.
5. Owner must provide a copy to the County of an Erosion Control Plan for the site by working with the Mower County SWCD or by hiring a private contractor.
6. Petitioner must sign a "Rural and Agricultural Home Owners Assumption of Risk Assessment Form" and have it recorded at the Mower County Recorder's Office.
7. Petitioner will sign a statement acknowledging the presence of a go-cart racetrack in the area of the residence and have it recorded at the Mower County Recorder's Office.

This permit is in accordance with Section 14.18.4 of the Mower County Zoning Ordinance.

Passed and approved this 3rd day of April, 2007.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Commissioner Cummings reported that the Building Committee had received quotes for the removal of the KC Dining Hall at the fairgrounds.

Motion made by Commissioner Cummings, seconded by Commissioner Tollefson to award the quote for the KC Dining Hall removal at the fairgrounds to David Spinler Construction, Inc. with a low quote of \$2,865.00 and have the project commence. Motion carried. Full quote information is on file in the office of the County Coordinator.

Delegates Commissioner Hillier, Coordinator Oscarson, and Engineer Hanson presented information received from various sessions at the AMC legislative conference held last week to the Board pertaining to county jail issues, property taxes and transportation funding.

Cathy Stutzman, Parenting Resource Center, made a request for a \$15,000 grant for site development for a proposed visitation center. The potential site is a portion of the Downtown Austin Motel. Riverland Community College is also partnering in this project.

Motion made by Commissioner Tucker, seconded by Commissioner Hillier to approve a \$15000 grant to the Parenting Resource Center for site development for a proposed visitation center. Motion carried.

Motion made by Commissioner Cummings, seconded by Commissioner Hillier to authorize the Assessor to sign the Contract for a remote License Agreement with Vanguard Appraisals, Inc. and amend the 2007 Assessor budget in the amount of \$396 for the remote license fee. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Tollefson to approve the following miscellaneous bills for immediate payment:

Maria Pena	\$210.00
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Motion carried.

Motion made by Commissioner Cummings, seconded by Commissioner Tucker to accept the donation from Hurbert Swenson in the amount of \$100.00 for the Veterans Van Fund. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Tollefson to amend the 2007 Recorder's budget for upgrades to the optical disk storage system equipment in the amount of \$13,000.00 from the Recorder's technological fund. Motion carried.

Motion made by Commissioner Cummings, seconded by Commissioner Hillier to amend Resolution #71-06 dated 11-7-06 and amended 12-7-06 to replace Burton Knutson as the Cedar River Watershed nominee to represent Dodge County with Alfred Kording. Motion carried.

Motion made by Commissioner Tollefson, seconded by Commissioner Hillier to approve the minutes of March 30, 2007 and March 27, 2007. Motion carried.

April 10, 2007 following a regular board meeting, the Commissioners will meet in a work session regarding the Justice Center and Health & Human Service facility needs.

Commissioner Hillier updated the Board concerning the Steele County Detention Center Tour held on April 2, 2007.

Motion by Commissioner Cummings, seconded by Commissioner Tollefson to adjourn the meeting at 3:05 p.m. until April 10, 2007 at 8:30 a.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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