

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

November 4, 2008

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session November 4, 2008 at 1:00 p.m. at the Courthouse in Austin, Minnesota.

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

Motion made by Commissioner Tucker, seconded by Commissioner Tollefson to revise the contract with KKE Architects for the Mower County Justice Center – Phase I in accordance with the original contract. Said revisions are included in a letter originally dated September 30, 2008 and revised on October 27, 2008 from KKE Architects. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to amend the 2008 Solid Waste budget for the purchase of two CAT fork lifts in the amount of \$35,300.00 with the only budget amendment to line item 17-393-000-0000-6621. Motion carried.

At this time a Public Hearing was scheduled to be held in regard to CUP #743 of David Lewison to repair small motorized vehicles on the property in an accessory structure.

Angie Knish, Environmental Services Director, reviewed the permit and Planning Commission recommendations. She noted that the Planning Commission did not complete the Findings of Fact. Board discussion followed concerning the recommendations, lack of findings of fact and the sixty-day rule.

Motion made by Commissioner Hillier, seconded by Commissioner Tucker to return CUP #743 of David Lewison to the Planning Commission for a complete recommendation including Findings of Fact. Motion carried.

At this time a Public Hearing was scheduled to be held in regard to CUP #744 of Donald and Ronald Zimmerman to allow a single-family dwellings by subdivision and platting of the property.

Angie Knish, Environmental Services Director, reported that the Planning Commission moved to approve the permit but the motion failed. She noted that a failed motion does not necessarily mean that the permit is denied. She noted that the Planning

Commission did not complete a Recommendation or a Findings of Fact for CUP #744. Board discussion followed concerning the lack of recommendation, lack of findings of fact and the sixty-day rule.

Motion made by Commissioner Tucker, seconded by Commissioner Lang to return CUP #744 of Donald and Ronald Zimmerman to the Planning Commission for a complete Recommendation including Findings of Fact. Motion carried.

The Board recessed at 1:32 p.m. and reconvened at 2:04 p.m.

Motion made by Commissioner Tollefson, seconded by Commissioner Hillier to approve the minutes of October 28, 2008. Motion carried.

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

Summit Enviroolutions, Inc.	\$ 2,802.44
KKE Architects	184,590.72
City of Austin	511,763.03

Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Lang to authorize the Chair to sign the MetLife Fund General Release for consideration of \$262.43. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Tollefson to approve the Engagement letter with LarsonAllen for fiscal year 2008 audit services and authorize the Coordinator to sign. Motion carried.

Motion made by Commissioner Tucker, seconded by Commissioner Lang to accept, with regrets, Merrill Chesebrough's letter requesting non-reappointment to the Mower County Housing and Redevelopment Board. Motion carried.

Motion made by Commissioner Tucker seconded by Commissioner Tollefson to appoint Gerald Utz to the Mower County Housing and Redevelopment Board for a five-year term effective January 1, 2009. Motion carried.

Motion made by Commissioner Lang, seconded by Commissioner Hillier to approve Triple J's application for a duplicate warrant in the amount of \$316.58. Motion carried.

Motion made by Commissioner Hillier, seconded by Commissioner Lang to approve the Olmsted Fiscal Agent Agreement for radio purchases through Emergency Management Homeland Security. Motion carried.

The Commissioner's employee Cookie Party was set for December 16, 2008 at the Highway Department from 2 – 4 p.m.

Motion made by Commissioner Tucker, seconded by Commissioner Tollefson to set the project letting date to December 2, 2008 at 1:00 p.m. at the office of the County Highway Department and awarded at the County Board of Commissioner's meeting for County project CP 50-08-12 for Building Pad Preparation – Mower County Justice Center. Motion carried.

Motion by Commissioner Hillier, seconded by Commissioner Tollefson to adjourn the meeting at 2:27 p.m. until November 12, 2008 at 1:00 p.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____ **Chairperson**

Attest:

By: _____
Clerk/Coordinator

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