

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

September 2, 2014

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session September 2, 2014 at 1:03 p.m. at the Government Center in Austin, Minnesota.

All members present, viz: Tony Bennett, Chair
Mike Ankeny, Vice Chair
Tim Gabrielson
Polly Glynn
Jerry Reinartz
Craig Oscarson, County Coordinator

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to approve the agenda. It was noted that Mike Hanson, Public Works Director, would not be in attendance and there wasn't any engineering business. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to accept the job description of Senior Accountant and authorize the Human Resources Director to fill the full-time position according to personnel policies and to fill any subsequent positions that become vacant during the process. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Glynn to approve the minutes of August 26, 2014. Motion carried.

Motion by Commissioner Ankeny, seconded by Commissioner Glynn to approve the following Commissioner warrants for payment:

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
115.00	A.E.S., INC.	130.00	DONALD ADAMS
178.49	AUSTIN BUILDERS SUPPLY, INC	108.12	AUTO VALUE AUSTIN
4901.17	BAUDOIN OIL COMPANY	346.80	BLI INTERNATIONAL
128.26	CARNEY AUTO INC	211.17	CDW GOVERNMENT INC
595.96	CHILDREN'S HOSPITALS & CLINICS	679.52	CLIFTONLARSONALLEN
677.43	COMMERCIAL KITCHEN SERVICES	950.56	CONTINENTAL RESEARCH CORP.
1056.79	DALCO	124.99	DONKERS HOMETOWN APPLIANCES
2323.00	EMERGENCY AUTOMOTIVE TECHNOLOG	108.21	ETTERMAN ENTERPRISES
13192.07	L.R. FALK CONSTRUCTION CO.	168.85	FIRSTLAB INC.
809.65	FOX ELECTRIC COMPANY, INC	13133.02	FREEBORN COUNTY CO-OPERATIVE O
643.66	G & K SERVICES INC	616.32	GENE'S SERVICE
4880.00	JOHN GRASS	3342.72	HANSON TIRE OF AUSTIN INC
533.09	HANSON TIRE SERVICE INC.	120.00	DUANE HANSON
142180.08	HENRY G MEIGS LLC	1500.00	HILL, LARSON, WALTH & BENDA, P.A
159.47	HOLIDAY FORD LINCOLN MERCURY	2500.00	ICON CONSTRUCTORS LLC
743.42	INNOVATIVE OFFICE SOLUTIONS, LL	194.24	JOHNSTON AUTO INDUSTRIAL OF SP
147.42	KYLE KLAHEHN	913.21	M-R SIGN COMPANY INC
150.00	MACFO	705.60	MANPOWER
29802.39	MIDWAY FORD COMPANY	2229.00	MINNESOTA COUNTIES INTERGOV'TA
254.00	MINNESOTA SUPREME COURT	374.63	MISSISSIPPI WELDERS SUPPLY CO.
120.00	MJ O'CONNOR INC	923.01	NAPA AUTO PARTS

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

3055.11	PETROBLEND CORP.	115.50	RATWIK, ROSZAK & MALONEY, ATTY
197.35	ROCHESTER PETROLEUM EQUIPMENT	1160.97	RUFFRIDGE-JOHNSON EQUIPMENT CO
852.81	MR. SAM COMMUNICATIONS	604.01	SCHILLING SUPPLY COMPANY
158.18	SHRED-IT USA MINNEAPOLIS	272.53	STEAM BROTHERS CLARKS GROVE
5832.00	UHL COMPANY INC	628.00	RICHARD YOUNG, DDS, MS
357.17	3M		
	17 PAYMENTS LESS THAN \$100	993.90	
****	FINAL TOTAL.....	\$247,198.85	****

Motion carried.

A Public Hearing was held in regard to CUP #807 of SBA / Verizon Wireless -- Mike Bieniek to erect a 195' monopole wireless communications facility with communication equipment within a 100' x 100' leased parcel in Section 16, Austin Township.

Angie Knish, Environmental Services, reviewed the permit and Planning Commission recommendations.

The Petitioner was present and spoke on his own behalf.

Date: September 2, 2014

Res. #67-14

RESOLUTION

In Re: Lickteig Farms, LLC c/o Jennifer Lickteig-Bastyr, land owner and SBA / Verizon Wireless – Mike Bieniek, as applicant (CUP #807)

On motion of Commissioner Ankeny, seconded by Commissioner Gabrielson, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held September 2, 2014 at the Government Center, Austin, Minnesota.

The Mower County Planning Commission having presented to the Mower County Board of Commissioners, CUP #807 of SBA / Verizon Wireless – Mike Bieniek, Petitioner, and to be issued pursuant to the Mower County Zoning Regulations for:

The erection of a 195' monopole wireless communications facility with communication equipment within a 100' x 100' leased parcel

Location: The proposed use is to be located on a 102 parcel, located in Section 16, Austin Township (T102N-R18W), and legally described as: *Full Legal Description on file in the office of the Environmental Services Supervisor, Mower County, Minnesota on a parcel identified per tax records as 02.013.0200; and*

Notice having been duly given, a public hearing was held on August 26, 2014 before the Mower County Planning Commission at 7:00 p.m. at the Mower County Government Center in the Commissioner's board room, on said petition.

Notice having been duly given, a public hearing was held on September 2, 2014 before the Mower County Board of Commissioners, on said petition.

NOW, THEREFORE, BE IT RESOLVED, that the Mower County Board has reviewed, accepts and adopts the findings of fact of the Mower County Planning Commission in the five required areas, which is hereby adopted by reference and kept on file in the office of Environmental Services; and

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

1. Applicant shall follow all state and federal regulations regarding the proposed use, which may include, but not be limited to an MPCA Storm water Permit, FCC and FAA permits and/or licenses; and
2. The Owner/Applicant shall keep the site in a neat, orderly and aesthetically pleasing condition; and
3. The owner/Applicant shall erect and maintain an 8-foot chain link fence around the tower, main equipment and buildings;
4. The Owner/Applicant shall work cooperatively with Mower County to mitigate any issues brought to the attention of the County that are found to be legitimate and valid that may create a nuisance to adjoining landowners from the proposed use, and
5. The Owner/ Applicant shall provide adequate area onsite to park, back, turn-around or etc. so as to not create a nuisance or hazard to the traveling public. Vehicles cannot be parked or backed onto the premises from the road or its right-of-way; and
6. The Owner/Applicant shall not use any portion of the tower or property for any advertising signs (other than warning or equipment information signage);
7. All abandoned or unused tower(s) and associated above-ground structures or facilities shall be removed within 12 months of the cessation of operation of an antenna facility at the site unless a time extension is approved by the Mower County Board of Commissioners. In the event that a tower and associated structures or facilities is not removed within 12 months of cessation of operation at this site, the structures and appurtenances may be removed by the Mower County Board of Commissioners and the costs of removal assessed against the property;
8. A conditional use permit shall become void two (2) years from the date of approval by the County Board if no construction has begun or the use has not been established;
9. This Conditional Use Permit shall lapse, and shall be no longer valid upon one-year of non-use for a use that had been previously established; and
10. The Owner/Applicant shall be liable for any road damages as a result of this operation as stated under MN Statute 169.88; and
11. 911 Addressing and driveway access must be obtained from the Mower County Highway Department;
12. This permit is based upon representation given by the applicant during the hearing process and any misrepresentation presented in this process may be grounds for revoking the permit.

This permit is in accordance with Section 14-49 (Agricultural District) and 14-28 (Conditional Use Permits) of the Mower County Zoning Ordinance (effective date 01/01/2003).

Passed and approved this 2nd day of September, 2014.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Ankeny, seconded by Commissioner Reinartz to adjourn the meeting at 1:27 p.m. Motion carried. The next meeting is scheduled for September 9, 2014 at 8:30 a.m.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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