

**SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS**

December 8, 2016

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session December 8, 2016 at 3:02 p.m. at the Government Center in Austin, Minnesota.

Members present, viz: Polly Glynn, Chair
 Tim Gabrielson
 Jerry Reinartz
 Mike Ankeny
 Craig Oscarson, County Coordinator
Member absent: Tony Bennett

Motion made by Commissioner Reinartz, seconded by Commissioner Ankeny to approve the agenda with the addition to approve Human Services Accounts Payable. Motion carried.

Under other committee reports, Craig Oscarson, and Commissioners Reinartz, Gabrielson and Ankeny provided highlights of the sessions attended at the Association of Minnesota Counties annual conference. The information provided was from topics which included transportation, broadband, drones, one watershed one plans, and mailed ballot voting. No action was necessary to be taken on this discussion.

A Public Hearing was held in regard to CUP #843 of Dondi and Karla Stender, landowners, and Dondi & Karla Stender, DBA Brookside Campground, petitioners, to add an additional 32 RV sites with water, sewer and electrical hookups in the Brookside Campground located in Section 9 of Udolpho Township.

Craig Oscarson, County Coordinator, reviewed the permit and Planning Commission recommendations due to the absence of the Environmental Services Supervisor.

The Petitioner was present and spoke on his own behalf. One other person spoke in favor of CUP #843. No one spoke against CUP #843.

Date: December 8, 2016

Res. #74-16

RESOLUTION

On motion of Commissioner Gabrielson, seconded by Commissioner Reinartz, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held December 8, 2016 at the Government Center, Austin, Minnesota.

WHEREAS, The Mower County Planning Commission having presented to the Mower County Board of Commissioners, CUP #843 of Dondi & Karla Stender, Landowners, and Dondi & Karla Stender, DBA Brookside Campground, Petitioners, and to be issued pursuant to the Mower County Zoning Regulations for:

to add an additional 32 RV sites which will include water, sewer, electrical hookups to Brookside Campground. Sites may include decks as constructed by tenant. Interior roads, well, sewer and electric currently exist

Location: on a 17.10 acre parcel, located in Section 9, Udolpho Township (T104N-R18W), and legally described as: The West 281.5 feet of the Southeast Quarter of Section 9, Township 104 North, Range 18 West, Mower County, Minnesota on a parcel identified per tax records as 18.009.0035; and

WHEREAS, Notice having been duly given, a public hearing was held on the matter on November 29, 2016, at 7:00 p.m. in the Mower County Government Center, Board Room before the Mower County Planning Commission, on said petition;

WHEREAS, Notice having been duly given, a public hearing was held on December 8, 2016 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 federal, state and all local regulations regarding the proposed use, which may include, but not be limited to, shore land and floodplain regulations, state building code, state fire code and federal handicap accessibility codes; permits from the MN Department of Health, various divisions of the MPCA, and, if applicable, a DNR Water appropriation permit, and
2. For the purposes of this conditional use permit, "campground means" "an area or place that is used for camping: a place where people can put up a tent or park a camper and that usually has toilets and showers for campers to use and may include organized recreational activities for its patrons, but shall not include outside activities which may cause a nuisance or noise complaints from the adjoining property owners. Banned activity examples include, but are not limited to, outdoor music festivities, motorized bike trails/races, mud-bogging, etc. Should the owner/operator of this campground wish to include these or similar described activities an amended CUP is required for this zoning district"; and
3. Decks or other structures may require permits; owner/operator/applicant shall check with county and Udolpho Township before construction begins, and when necessary obtain the appropriate permits before beginning construction; and

4. Owner/operator/applicant is put on notice that portions of the campground area contain shore land overlay management zones and floodplain. These areas have higher protection standards and may require permits for removal of live vegetation, fill or any excavation, and
5. The Owner/Applicant shall keep the site in a neat, orderly and aesthetically pleasing condition; and
6. The Owner/Applicant shall provide permanent and/or temporary restroom facilities which shall be in conformance with all State of Minnesota and Mower County rules, and
7. The Owner/Applicant shall contain any blowing or loose garbage/debris onsite by any means necessary; and
8. 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
9. 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 shall not be parked or backed onto the premises from the road or its right-of-way; and
10. Waste shall be properly stored and disposed of; and
11. This Conditional Use Permit shall lapse, and shall be no longer valid upon one-year of non-use; and
12. The Owner/Applicant shall abide by all road and bridge weight restrictions or postings that apply to roads used as an ingress/egress to the property; and
13. The Owner/Applicant shall be liable for any road damages as a result of this operation as stated under MN Statute 169.88; and
14. Modification, intensification or expansion of the use as a campground shall require an amended CUP which shall include additional public hearings and may also include a compliance review of the septic system in use at that time; and
15. 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.
16. A modified "Rural and Agricultural Homeowner's Assumption of Risk Assessment" form shall be required to be signed and recorded by the owner of the Campground as a condition of this CUP request.

This permit is issued in accordance with Article II Division 2 Agricultural District Section Section 14-51 conditional uses; item (l) Campgrounds or tourist homes; and Article I Division 6 (Conditional Use Permits) of the Mower County Zoning Ordinance (effective date 01/01/2003).

Passed and approved this 8th day of December, 2016.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: December 8, 2016

Res. #75-16

RESOLUTION

On motion of Commissioner Gabrielson, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held December 8, 2016 at the Government Center, Austin, Minnesota.

WHEREAS, project number CP 50-16-08, completed under contract number 21606 by Hansen Hauling & Excavating, has in all things been completed and the County Board being fully advised in the premise.

NOW THEN BE IT RESOLVED that we do hereby accept said completed project for and on behalf of the County of Mower and authorize final payment as specified herein:

Contract Amount: \$ 42,148.50
Final Amount: \$ 42,148.50 [100.00%]
Final Payment: \$ 2,107.43

Passed and approved this 8th day of December, 2016.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Ankeny, seconded by Commissioner Reinartz to approve the grant agreement with the DNR in the amount of \$64,900 for a flood buyout (Olson property acquisition). Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Reinartz to approve the minutes of November 22, 2016. Motion carried.

Motion made by Commissioner Reinartz, seconded by Commissioner Gabrielson to approve the following Commissioner warrants for payment:

<u>Vendor Name</u>	<u>Amount</u>	<u>Vendor Name</u>	<u>Amount</u>
Advanced Correctional Healthcare Inc	9,086.87	Hancock Concrete Products, Llc	4,525.60
Ancom Communications Inc	51,348.37	Hansen Hauling & Excavating Inc	2,107.43
Applied Concepts Inc	2,526.90	Icon Constructors Llc	7,612.00
Austin Utilities	3,043.60	Metro Sales Inc	2,009.61
Beckleys	26,716.90	Office Of Mn It Services	2,737.94
Cdw Government Inc	10,333.64	Olmsted County Community Services	3,515.00
City Of Austin	71,806.16	Ronco Engineering Sales, Inc.	2,120.91
Cliftonlarsenallen	26,000.00	Safety Signs	3,470.50
Commissioner Of Transportation	6,758.46	Veolia Environmental Services Inc	8,189.97

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

Cps Technolgy Solutions	3,100.00	Ziegler, Inc	15,914.13
Doors & Floors Inc.	2,598.35	74 Payments less than 2000	29,496.38
Freeborn County Co-Operative Oil Co.	6,357.48	Final Total:	301,376.20

Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to approve the First Amendment to Medical Examiner/Autopsy Services Agreement with Southern Regional Medical Examiner's office (Mayo Clinic) effective January 1, 2017. Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Reinartz to approve the Master Agreement and Master Schedule for Licensed Software, Hardware and Services between Minnesota Counties Computer cooperative and Thomson Reuters Tax & Accounting, Government (TRTA GOV) (Manatron, Inc. – A Thomson Reuters Business) for the maintenance and support of the Aumentum Tax Software effective January 1, 2016 through December 31, 2020. Motion carried.

Motion made by Commissioner Gabrielson, seconded by Commissioner Ankeny to approve the audit engagement letter with CliftonLarsenAllen for audit services for the year ended December 31, 2016. Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Reinartz to appoint to the Extension Committee Gayle Perkins as an adult representative to serve a three year term effective January 1, 2017 through December 31, 2019. Motion carried.

By Consensus, the Mower County Board of Commissioners authorized employees to wear jeans the final week of the food drive for additional food or cash donations as an incentive for the food drive competition with the City of Austin.

Motion made by Commissioner Gabrielson, seconded by Commissioner Reinartz to approve the Human Services accounts payable and to also include payment for delinquent payments to Michael Seibel Visitation Center in the amount of \$3,884. Motion carried.

John Garry, Development Corporation of Austin Executive Director, and Craig Clark, City of Austin City Administrator, presented to the County Board a Standout Incentives Proposal for Job Growth Fund & Austin Utilities Economic Incentive with the request for County participation. The goal is to "Grow Austin" to make Austin a leader in economic development growth while focusing on adding quality paying jobs and tax base enhancement. A collaboration between the City of Austin, Austin Utilities, Mower County and the Development Corporation of Austin is desired for establishing local incentives related to economic growth and preparing marketing materials. In the proposal, the DCA would commit \$25,000 annually and the remaining costs of the program would be split 50/50 between the City and County. Overall funding for all applicants would be capped at \$350,000 annually. No action was taken by the Board at this time.

Commissioner Glynn received several calls regarding the conditions of the roads following the last weather event. The rural roads are ice covered. Mike Hanson arrived to

discuss with the Commissioners the care and clearing of the County roads during the winter. The County Engineer noted that he is aware of the concerns and is making all reasonable efforts to address the concerns utilizing existing staffing levels and other resources.

Motion by Commissioner Gabrielson, seconded by Commissioner Reinartz to adjourn the meeting at 5:02 p.m. Motion carried. The next meeting is scheduled for 6:00 p.m. this evening for the Annual Budget & Levy Public Hearing.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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