

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

July 25, 2017

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session July 25, 2017 at 8:30 a.m. at the Government Center in Austin, Minnesota.

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

Motion made by Commissioner Glynn, seconded by Commissioner Reinartz to approve the agenda. Motion carried.

Steve Reinartz, County Auditor-Treasurer, presented the Board with a departmental update.

Lisa Kocer, Director of Health & Human Services, provided the Board with Community Health Services updates that included information pertaining to the Rochester Epidemiology Project, new staff introductions and Minnesota Department of Health increased funding for home visiting.

Motion made by Commissioner Ankeny, seconded by Commissioner Glynn to approve the Human Services Accounts Payable. Motion carried.

Motion made by Commissioner Ankeny, seconded by Commissioner Bennett to approve the minutes of July 11, 2017. Motion carried.

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

<u>Vendor Name</u>	<u>Amount</u>	<u>Vendor Name</u>	<u>Amount</u>
Anoka County Human Services	17,731.59	Minnesota Counties Computer Co	5,532.33
Cedar Valley Services, Inc	50,664.33	Mj O'connor Inc	3,491.88
Com-Tec Land Mobile Radio	7,321.00	Mn Department Of Corrections	31,940.72
Commissioner Of Transportation	7,120.16	Paragon Printing & Mailing Inc	4,971.31
Crop Production Services	9,911.00	PROTECTION ONE ALARM MONITORING INC	6,180.00
Davidson Septic Service LLC	2,091.27	Rochester Sand And Gravel, Inc	125,332.00
Department Of Corrections	6,910.00	Ronco Engineering Sales, Inc.	3,009.70
Donnelly Law Firm/Daniel	2,048.22	Rupp,Anderson,Squires & Waldspurger Pa	3,126.50
Freeborn County Co-Operative Oil Co.	6,327.48	Ulland Brothers Inc.	32,861.86
Kindred Family Focus	2,652.00	University of Central Missouri	3,441.70
M-R Sign Company Inc	2,321.40	Vertiv Services	3,200.00
Mayo Clinic	28,413.76	Village Ranch Inc	5,345.70
Mille Lacs Academy	11,862.65	96 Payments less than 2000	44,074.37
		Final Total:	427,882.93

Motion carried.

A Public Hearing was held in regard to a Housing Tax Abatement request of Bigelow & Lennon Construction, applicant, to construct a single family home Lot 1, Block 5, Nature Ridge Subdivision, City of Austin, Minnesota (PIN 34.465.0401).

Craig Oscarson reviewed the application and the recommendation is to approve the application.

The Applicant was present. No one spoke for or against the Bigelow & Lennon housing tax abatement application.

Date: July 25, 2017

Res. #51-17

**RESOLUTION APPROVING TAX ABATEMENT
FOR CERTAIN PROPERTY PURSUANT TO MINN. STAT. 469.1813**

On motion of Commissioner Bennett, seconded by Commissioner Reinartz, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held July 25, 2017 at the Government Center, Austin, Minnesota.

WHEREAS, Minnesota Statute 469.1813 gives authority to the County of Mower to grant an abatement of property taxes imposed by the County if certain criteria are met; and

WHEREAS, in addition to the statutory requirements, Mower County has adopted the Tax Abatement Policy for new construction of Single and Multi-family homes which includes criteria which must be met before an abatement of taxes will be granted; and

WHEREAS, Nature Ridge Properties of Austin Co. is the owner of certain property within Mower County, legally described as follows:

Lot 1, Block 5, Nature Ridge in the North Half of the Southwest Quarter of Section 36, Township 103 North, Range 18 West, Austin, Mower County, Minnesota (PIN 34.465.0401)

WHEREAS, by Purchase Agreement dated April 18, 2017 Bigelow & Lennon Construction has agreed to purchase the above-described parcel; and

WHEREAS, Bigelow & Lennon Construction has made application to Mower County for the abatement of taxes as to the above-described parcel; and

WHEREAS, Notice having been duly given, a public hearing was held on July 25, 2017 before the Mower County Board of Commissioners, on said application.

WHEREAS, Bigelow & Lennon Construction has met the statutory requirements outlined under Minnesota Statute 469.1813 Subdivision 1(1) and Subdivision 2(i) as well as Mower County's criteria for tax abatement;

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF
MOWER COUNTY, MINNESOTA:**

1. Mower County does, hereby grant an abatement of Mower County's share of real estate taxes upon the above-described parcel for the construction of a single family home.
2. The tax abatement will be for no more than five years commencing with the receipt of the Certificate of Occupancy, or not more than one year following approval of the taxing authority's resolution, whichever is first, on the first year of taxes payable for the assessed value(s) related to the capital improvements outlined in Paragraph 1.
3. The County shall provide the awarded abatement payment following payment of due real estate taxes annually. One single payment shall be made to the owner of record at the time of the payment, by December 30th of that calendar year.
4. The tax abatement shall be for up to the full amount of the real estate taxes collected from added tax base of the newly constructed housing/home annually. Land values and the current base value are not eligible and will not be abated.

Passed and approved this 25th day of July, 2017.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

A Public Hearing was held in regard to a Housing Tax Abatement request of Kelly and LaRae Oxley, applicant, to construct a single family home SE ¼ of Section 32, Township 102 North, Range 15 West, Mower County, Minnesota (PIN 04.032.0010).

Craig Oscarson reviewed the application and the recommendation is to approve the application.

The Applicant was present and spoke on her own behalf. No one else spoke for or against the Kelly and LaRae Oxley housing tax abatement application.

Date: July 25, 2017

Res. #52-17

**RESOLUTION APPROVING TAX ABATEMENT
FOR CERTAIN PROPERTY PURSUANT TO MINN. STAT. 469.1813**

On motion of Commissioner Glynn, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held July 25, 2017 at the Government Center, Austin, Minnesota.

WHEREAS, Minnesota Statute 469.1813 gives authority to the County of Mower to grant an abatement of property taxes imposed by the County if certain criteria are met; and

WHEREAS, in addition to the statutory requirements, Mower County has adopted the Tax Abatement Policy for new construction of Single and Multi-family homes which includes criteria which must be met before an abatement of taxes will be granted; and

WHEREAS, Kelly and LaRae Oxley are the owners of certain property within Mower County, legally described as follows:

SE ¼ of Section 32, Township 102 North, Range 15 West, Mower County, Minnesota (PIN 04.032.0010)

WHEREAS, Kelly and LaRae Oxley have made application to Mower County for the abatement of taxes as to the above-described parcel; and

WHEREAS, Notice having been duly given, a public hearing was held on July 25, 2017 before the Mower County Board of Commissioners, on said application.

WHEREAS, Kelly and LaRae Oxley have met the statutory requirements outlined under Minnesota Statute 469.1813 Subdivision 1(1) and Subdivision 2(i) as well as Mower County's criteria for tax abatement;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MOWER COUNTY, MINNESOTA:

1. Mower County does, hereby grant an abatement of Mower County's share of real estate taxes upon the above-described parcel for the construction of the single family home.
2. The tax abatement will be for no more than five years commencing with the receipt of the Certificate of Occupancy, or not more than one year following approval of the taxing authority's resolution, whichever is first, on the first year of taxes payable for the assessed value(s) related to the capital improvements outlined in Paragraph 1.
3. The County shall provide the awarded abatement payment following payment of due real estate taxes annually. One single payment shall be made to the owner of record at the time of the payment, by December 30th of that calendar year.
4. The tax abatement shall be for up to the full amount of the real estate taxes collected from added tax base of the newly constructed housing/home annually. Land values and the current base value are not eligible and will not be abated.

Passed and approved this 25th day of July, 2017.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Reinartz, seconded by Commissioner Glynn to approve the lease agreement extensions for MnDOT Agreements 11558 and LI-171, related to the Elkton Tower, effective June 1, 2016 through May 31, 20126. Motion carried.

Motion made by Commissioner Bennett, seconded by Commissioner Ankeny to approve out-of-state travel for Sheriff staff to attend a LETG training conference and for Sheriff and Public Works staff to attend a fleet expo. Motion carried.

Date: July 25, 2017

Res. #53-17

RESOLUTION

On motion of Commissioner Reinartz, seconded by Commissioner Ankeny, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held July 25, 2017 at the Government Center, Austin, Minnesota.

WHEREAS, on July 25, 2017 the Parenting Resource Center, Inc. presented a request for a Minnesota Lawful Gambling License for gambling to be conducted at the Parenting Resource Center in Austin, Minnesota on September 23, 2017.

BE IT RESOLVED THAT, the Mower County Board of Commissioners does hereby approve the issuance of a Minnesota Lawful Gambling License to the Parenting Resource Center, Inc. for gambling at the Parenting Resource Center, Austin, Minnesota on September 23, 2017.

Passed and adopted this 25th day of July, 2017.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Ankeny, seconded by Commissioner Reinartz to amend the 2017 fee schedule to include a Temporary 1-4 Day Full Liquor License fee and set the fee at \$150.00 effective July 25, 2017. Motion carried.

Motion made by Commissioner Glynn, seconded by Commissioner Bennett to approve the Lease Agreement with the Austin HRA for a data transmission tower located on Twin Towers. Motion carried.

Date: July 25, 2017

Res. #54-17

RESOLUTION

On motion of Commissioner Reinartz, seconded by Commissioner Ankeny the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held July 25, 2017 at the Government Center, Austin, Minnesota.

WHEREAS, the Mower County Board of Commissioners has received an application for repurchase of tax forfeited property located at 58529 221st Street, Austin, MN 55912 and legally described as Lot 9, of the Plat Subdivision of Outlots 10 and 11 in the East Half of the Southwest Quarter and the Southeast Quarter of Section 33, Township 103 North, Range 17 West, Mower County, Minnesota; and

WHEREAS, the Mower County Board has determined and classified the parcel as non-conservation land as provided for in Minnesota's Statutes 282.01; and

WHEREAS, the Mower County Board has determined the repurchase of the parcel by the former owners Amanda M. Haarstad will promote the use of the land that will best serve the public.

NOW, THEREFORE, BE IT RESOLVED That the Mower County Board of Commissioners classify the property as non-conservation land and approve the repurchase of the property by the former owner Amanda M. Haarstad at the repurchase price of \$14,226.46 plus an additional \$210.89 for costs related to the tax forfeiture process.

Passed and approved this 25th day of July, 2017.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Jose Rodriguez presented to the Board a request to waive the penalty portion of zoning permit fee. Mr. Rodriguez had received notice that a 9x12 shed that he had moved onto the property was not permitted and was subject to the permit fee plus an after the fact penalty fee. The shed is being used to house a small horse. The shed is located in a

shoreland overlay which prohibits the shed and its use in that location and is to be moved. Mr. Rodriguez further requested that the shed remain in the area associated with the erected pen for the animal. Mr. Rodriguez was informed that the shed will be moved out of the shoreland area and the County will review the movement of the structure as a new permit for a fee of \$75.00. Failure to move the structure out of the shoreland area and pay the permit fee will result in the matter being turned over to the County Attorney's office for enforcement.

Motion made by Commissioner Glynn, seconded by Commissioner Ankeny, to adjourn the meeting at 10:25 a.m. Motion carried. The next meeting is scheduled for August 1, 2017 at 1:00 p.m.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

INDEX

A

adjourn, 155
agenda, 149

E

Elkton Tower MNDOT Lease Agreements -- 10 yr
extension
Agreement 11558, 153
Agreement LI-171, 153

F

fee schedule - 2017
amendment -- Auditor-Treas Dept, 153

H

Human Services Accounts Payable, 149

L

Lease Agreement
Austin HRA
data transmission tower on Twin Towers, 153

M

minutes 7.11.17, 149

O

out-of-state travel
Sheriff and Public Works, 153

P

Public Hearing
Housing Tax Abatement
Bigelow & Lennon, 150
Oxley, 151

R

Res. #51-17 Housing Tax Abatement Bigelow & Lennon,
150
Res. #52-17 Housing Tax Abatement Oxley, 151
Res. #53-17
gambling permit
Parenting Resouce Center, 153
Res. #54-17 repurchase tax forfeited parcel
Haarstad, 154

W

warrants
Commissioner, 149