

WASECA COUNTY BOARD OF COMMISSIONERS—MAY 15, 2007

The Waseca County Board of Commissioners met in regular session on Tuesday, May 15, 2007, in the Commissioner's Room, 300 N State St., Waseca, MN. Members present were Richard Androli, Chairperson; Jim Peterson, Dan Kuhns, Al Ruhland and Rick Morris.

Others present were Angie Knish, Planning & Zoning Administrator, Paul Dressler, County Attorney; Drew Amo, News Reporter;

The chairperson called the meeting to order at 9:30 a.m. The Pledge of Allegiance was recited.

Peterson moved and Morris seconded the motion to approve the agenda as presented. Motion carried unanimously.

The commissioners shared reports on meetings attended.

Ruhland moved and Kuhns seconded the motion to approve the consent agenda as follows: The motion was approved by unanimous vote of all members.

1. Approval of minutes of May 1, 2007.
2. Approval of auditor, commissioner, human services and expense bills as presented.
3. Approve hiring of Steve Cooper, Maintenance Worker, beginning 5/21/07 at Pay range A11, 95% of A step, \$10.57/hr.
4. Accept Human Services Reports with a 2005 cost report analysis
5. Tax Abatements for 2007 taxes:

Neal & Maryl Scott	City of New Richland
Nathan & Justin Schlaak	Wilton Township
6. Accept donation of \$400 from VFW to Waseca County Ag Society.
7. Ditch Repairs on CD 3, CD 30, CD 36, CD 33, 40, 43, 8, 8A, JD 10, JD 5, JD51, CD 26, and CD 31.

Paul Dressler, County Attorney addressed the board in regard to the sixty day time period for the Borglum CUP and recommended the board extend the sixty day period and by that action remove any argument for any other party. Ruhland moved to extend the sixty day period beginning May 1, 2007, for the Borglum CUP with the reason that because the issues are complicated, and because of the great deal of material that has been submitted to the Planning Commission and County Board for consideration, that the county board needs more time to make a careful determination on the Borglum application. Morris seconded the motion. Motion carried unanimously.

Angie Knish, Planning & Zoning Administrator, presented the planning commission action of May 3, 2007 of the failure of a motion to grant the re-plat of Lake Willis Woodland Estate #2. Charlie Born, Warren Smith, Surveyor and a representative

of I & S Engineers were present. Warren Smith, Surveyor, spoke to the board about the proposed plat stating that the plat meets or exceeds all the requirements. He also stated no engineer was present the night of the planning commission meeting, as they were not aware of any difficulty in getting approval. Warren Smith requested approval of this plat as the final plat, not preliminary. Ruhland moved to approve the final plat as presented with the eighteen conditions attached. Androli seconded the motion. Motion carried unanimously. The conditions are as follows:

- 1 Proof of ISTS site availability shall be approved by the public health department and submitted to the zoning office prior to the Waseca County Board meeting (the borings have been submitted to public health; I will follow up on this) ; and
- 2 If applicable, the owner(s)/applicant(s)/developer(s) shall obtain a NPDES stormwater permit from the Minnesota pollution control agency for disturbance of one acre or more of land depicted in the maps submitted for this Conditional Use Permit, and
- 3 On-site water supply and sewage treatment systems must be designed, and installed to meet or exceed applicable standards or rules of the Minnesota Department of Health and the Minnesota Pollution Control Agency. On-site sewage treatment systems must be located on the most suitable areas of the development, and sufficient lawn area free of limiting factors must be provided for a replacement soil treatment system for each sewage system, and
- 4 The following document shall be submitted before approval of the final plat:
 - a. An attorney's opinion of title showing title or control of the property to be subdivided (have been told this is in process).
 - b. Copies of private restrictions affecting the subdivision or a written statement stating that there are no private restrictions (received and submitted for your review.)
5. A covenant stating: Agricultural Land Use. Notice is hereby given and acknowledged by each lot owner that the surrounding area is agricultural in nature and in use and will continue to be so for the indefinite future. Agricultural uses are not always compatible with rural residential living such as the spreading of livestock manure which may cause odors, all day and all night hours of operation, use of fertilizers and other chemicals, potential for feedlots, dust, noise, vibration, and slow moving vehicles. All people may not appreciate these uses. However, the agricultural use pre-existed this subdivision and all that determine to live here do so with such knowledge and acceptance of the same. (Also included in the covenants as submitted).
6. The debris, consisting of automotive parts, accessories, automobile shells, abandoned farm machinery and equipment, glass, tin cans, and other man-made debris shall be cleaned from the property and properly disposed of prior to sale and development of the property. The owner/applicant or assignee may not bury the debris, but shall be property disposed of in an environmentally sensitive manner such as recycling whenever possible or landfill disposal only when necessary.
7. A covenant placed on the subdivision to preserve the woodlots as much as feasibly possible.
8. Preservation methods and limited alteration of the shoreline should be considered.
9. The applicant, owners, and assignees shall comply with Shoreland Overlay, Zoning regulations and the Wetland Conservation Act regarding vegetation removal, excavation, and tree cutting and clearing. Shoreland policies are available from the Waseca County Zoning Office. Wetland Conservation policies are available through the Waseca County Soil and Water Conservation District.

10. The applicant, owners, and assignees shall comply with Shoreland Overlay, Zoning regulations and the Wetland Conservation Act regarding vegetation removal, excavation, filling and tree cutting and clearing. Shoreland policies are available from the Waseca Co. Zoning Office. Wetland Conservation policies are available through the Waseca County Soil & Water Conservation District.
11. One access is shown. Follow the driveway permit process for that access. We have reviewed the site and access. No complications are likely.
12. Outlot A of 6.4 acres borders CSAH 18. This satisfactorily addresses many possible issues with drainage, water retention, and snow and ice control.
13. A right turn lane west off of CSAH 18 was considered. It is not mandated.
14. Require a minimum of 35' graded radiuses as Lake Willis Lane meets the shoulder of CSAH 18.
15. Require pavement of Lake Willis Lane and the graded radiuses to the shoulder of CSAH 18 if the Lake Willis Lane is paved.
16. Require a 9-Ton pavement section if the Lake Willis Lane is paved.
17. Mr. Born shall add to the covenants a statement that Lake Willis is a Wildlife Management Lake. This means that the DNR has an adopted management plan which may; 1) fluctuate the level of the lake; 2) the DNR has the authority to restrict airboats, watercraft and recreational vehicles; 3) vegetation CANNOT be altered, removed, or cut below the ordinary high water level (which is monumented by the surveyor) without first obtaining the appropriate permits from the Department of Natural Resources.
18. Lake Willis Lane will be re-identified by a numbered (to be determined) Avenue in order to integrate the location and addressing of parcels into Waseca County's 911 system.

Charlie Born wished to bring another item to the board. He shared pictures he had taken of the Ethanol Plant in Albertville, IA.

Nathan Richman, Highway Engineer, presented an agreement with the DNR Grant Cooperative Agreement for improvements to the public water access to Clear Lake at Maplewood Landing. Morris moved and Kuhns seconded the motion to authorize the chairperson to sign the agreement and accept the \$130,000.00 grant. Motion carried unanimously.

New Richland City awarded the bid to the apparent low bidder, Ulland Brothers at their meeting on May 14, 2007. As this is a joint project, Peterson moved and Morris seconded the motion to jointly award the contract for the New Richland City project to Ulland Brothers for \$951,680.98. Motion carried unanimously.

Nathan Richman, Highway Engineer, presented the annual highway department report for 2006. The board scheduled the annual tour for July 24, 2007. The five year plan will be discussed.

Morris moved and Kuhns seconded the motion to authorize the chair to sign a quit claim deed from Waseca County to John R. Timm for a previous cattle pass in Section 2, Blooming Grove Township off 120th Street. The motion carried unanimously.

Nathan informed the board of the progress of the Transportation bill at the State Legislature in regard to the five cent gas tax increase.

Bruce Boyce, Coordinator, gave an overview from the county GIS committee, calling for commissioner input. Information on initial costs needs to be compared. It was suggested that cost per parcel and annual cost per parcel be used to compare the three vendors.

Bruce reviewed the case of an employee disabled after an injury on the job. County paid insurance has continued while the disability process was pending. The employee was given his COBRA extension information. Information concerning his ability to return to work was requested but instead he requested continuation of county insurance. The board directed the coordinator to research and prepare policy options regarding the employee's request.

Bruce shared that the Road and Bridge union are still in negotiations. VEBA's are being discussed and also a health savings plan. The county committee will be meeting with PERA to discuss the health savings plan.

Kuhns moved and Ruhland seconded the motion to approve the Veterans Service report. Motion carried unanimously.

Kuhns Moved to adjourn at 11:30 a.m. Ruhland seconded the motion and it was carried by unanimous vote of all members.

The next regular scheduled meeting of the Waseca County Board of Commissioners will be held on Tuesday, June 5, 2007 at 9:30 a.m. in the Commissioner's Room at the East Annex.

S/ _____
Richard Androli, Chairman
Waseca County Board of Commissioners

ATTEST:

S/ _____
Joan Manthe
Waseca County Auditor

The following bills were audited and allowed:

ANIMAL MEDICAL CENTER OF WASECA

459.24

ASSOCIATED LUMBER MART	88.18
AUTO VALUE WASECA INC	82.15
AVAYA INC	1,302.40
BOB BARKER COMPANY INC	1,028.82
BOCKS SERVICE INC	243.95
DANIEL BOETTGER	66.49
BOYDS PAINT & MACHINE	50.00
BROCK WHITE COMPANY	3,435.48
BUDACH IMPLEMENT INC	50.29
C&D OIL SERVICES OF WASECA	100.00
CARQUEST AUTO PARTS	42.36
CATCO PARTS SERVICE INC	725.01
CELLULAR ONE	16.95
CENTRAL FIRE PROTECTION INC	385.24
CHARLIES HARDWARE	1,452.29
CHRISTENSEN TIRE SERVICE	630.42
KATHLEEN CONNOR	11.64
COPIER BUSINESS SOLUTIONS	219.71
CPS TECHNOLOGY SOLUTIONS INC	1,158.25
CULLIGAN	6.75
DEML FORD INC	508.07
DOW EINHAUS & MATTISON PA	40.12
EATON ELECTRICAL INC	900.00
THE ELECTRONIC CONNECTION	212.98
EXPRESS CARE INC	275.91
FIRST NATIONAL BANK OMAHA	575.94
FIRST NATIONAL BANK OMAHA 0139	8.30
FIRST NATIONAL BANK OMAHA 3347	87.20
FIRST NATIONAL BANK OMAHA 4028	311.52
FIRST NATIONAL BANK OMAHA 7533	548.11
FIRST NATIONAL BANK OMAHA 8070	151.21
FIRST NATIONAL BANK OMAHA 9200	90.17
FIRST NATIONAL BANK OMAHA 9813	106.80
FIRST NATIONAL BANK OMAHA 9937	127.43
RUSSELL FREDERICK	51.94
FREEBORN COUNTY COOP OIL	2,083.89
JUDY HILLER	72.75
HILLTOP TRAILER SALES INC	383.40
RANDY HOFMEISTER	168.70
HYVEE FOOD STORES	5,966.50
INDEPENDENT EMERGENCY SERVICES	259.50
INTOXIMETERS INC	90.00
J&S AUTO CENTER INC	49.63
RHONDA JACOBSON	9.70
CITY JANESVILLE	65.00
JOBS PLUS INC	178.52

CINDY JOHNSON	3.88
ANDREW KAJEWSKI	769.37
LINDA KARST	38.04
KRITZER OIL CO INC	1,797.22
LEEF SERVICES INC	381.60
DON LOKEN EXCAVATING INC	2,583.00
MAINSTREAM PUBLICATIONS, LLC	291.10
MALO ROOFING INC	716.15
DEANNE MALTERER	58.63
MANKATO APPLIANCE RECYCLING	234.00
JOAN MANTHE	213.44
MAYO CLINIC	59.27
MENARDS-MANKATO	24.88
METRO LEGAL SERVICES	1,266.00
MINNESOTA ELEVATOR INC	191.31
MN COUNTIES COMPUTER COOP	2,761.77
MN POLLUTION CONTROL AGENCY	15.00
MN WASTE PROCESSING COMPANY	9,408.31
NAPA AUTO PARTS INC	245.35
NATL 4-H SUPPLY SERVICE	14.68
OWATONNA SALVATION ARMY	351.00
GARY OWENS	57.27
RED FEATHER PAPER CO INC	1,124.57
REDWOOD TOXICOLOGY LAB	39.50
REED BUSINESS INFORMATION INC	1,338.00
RELIABLE OFFICE SUPPLIES	114.17
RETROFIT RECYCLING INC	650.13
RICE CO SHERIFF	1,820.00
RINKE-NOONAN ATTORNEYS AT LAW	200.00
RIVER BEND BUSINESS PRODUCTS	125.51
RIVER VALLEY TRUCK CENTER INC	139.52
JOHN ROSS	144.95
ROYAL TIRE INC	293.85
ALBERT RUHLAND	64.06
STEVEN SCHEFFERT	136.38
SIGN PRO-MANKATO	16.06
SIGN PRO-OWATONNA	561.76
SMITHS MILL IMPLEMENT INC	227.68
SOUTH CENTRAL TECH COLLEGE	1,000.00
SPORTSMAN STOP	455.45
SPRINT-DALLAS	64.55
STAR EAGLE LLC	119.40
STEELE CO DETENTION CENTER	7,949.70
STERN & ANDERSON	5,428.48
STEWART SANITATION	1,162.00
SUBURBAN FURNITURE INC	387.66

TESCH SERVICE CENTER INC	136.36
THREE RIVERS RCD COUNCIL	650.00
THRIFTY WHITE STORES INC	118.29
TIRE ASSOCIATES	152.04
TOM'S LOCK & KEY COMPANY	100.00
TRADES OFFICE PRODUCTS	2,888.10
UNITED BUILDING CENTERS	16.89
UNITED RENTALS	218.13
UNIVERSITY OF MN PRINTING SERV	568.19
URS CORPORATION	7,866.51
USA MOBILITY INC (METROCALL)	15.56
WALMART PYMT PROCESSING ATLANTA	72.20
WASECA AREA SENIOR CITIZENS IN	1,684.00
WAECA CHRYSLER CENTER	36.08
WASECA CO AUDITOR	4,000.00
WASECA CO ROAD & BRIDGE	5,287.25
WASECA GLASS INC	528.49
WASECA MEDICAL CENTER	114.00
WASECA RENT & SAVE	172.48
CITY WASECA UTILITIES	14.75
WASTE MANAGEMENT OF SO MN	10,199.16
BRIAN WELLER	1,148.00
CITY WELLS	220.00
WEST GROUP PAYMENT CTR	4,689.03
DEB WESTPHAL	86.73
ZARNOTH BRUSH WORKS INC	1,558.67
ZIEGLER INC	577.13