

UNOFFICIAL MINUTES- SUBJECT TO CORRECTIONS
LYON COUNTY BOARD OF COMMISSIONERS
LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN
February 21, 2012

9:00- Meeting was called to order by Chairman Fenske. Members present: Stensrud, Fenske, Ritter, Goodenow, Anderson, County Administrator Stomberg, Attorney Maes, County Auditor/Treasurer Van Overbeke.

Pledge of Allegiance to the Flag

Approve Agenda

Stomberg – One addition, Paula will give an update on redistricting. Ritter moved, seconded by Anderson to approve the agenda. All voted in favor.

Identify any Conflict of Interest

None identified.

	Per Diems	Expenses
Fenske	\$240.00	-----
Anderson	\$100.00	\$33.30
Stensrud	\$90.00	\$26.64
Ritter	\$240.00	-----

Consent Agenda:

1. Approve Minutes from February 7, 2012
2. Approve Minutes from February 21, 2012
3. Approve Commissioner Warrants 128217-128327 in the amount of \$178,426.01 dated 2/22/12.
4. Approve Auditor Warrants 127994-128019 in the amount of \$132,100.57 dated 2/2/12, 128139-128183 in the amount of \$578,958.78 dated 2/9/12, and 128196-128216 in the amount of \$224,479.10 dated 2/16/12.
5. Approve Per Diems & Expenses
6. Liquor License On Sale/Sunday License

Stensrud moved, seconded by Ritter to approve the consent agenda. Ritter – I like that we get the warrants electronically instead of the paper. Thank you for doing that. All voted in favor.

Service Agreement with Synergy Graphics, Inc

Anderson moved, seconded by Stensrud to approve and authorize the Chair to sign a service agreement with Synergy Graphics, Inc. All voted in favor.

Resolution supporting establishment of a joint law library

Ritter moved, seconded by Stensrud to approve and authorize the Chair to sign a resolution supporting a joint law library with Lincoln County. All voted in favor. (Resolution 06-12 on file in County Administrator's Office).

MN Dept of Public Safety – JPA

Goodenow moved, seconded by Anderson to approve and authorize the Chair to sign an agreement with the MN Department of Public Safety. All voted in favor.

Part time on call deputies

Goodenow moved, seconded by Ritter to approve and authorize hiring Derek Daniels and Ryan Hoffman as an on call part time deputy at \$18.83 per hour with an effective date of February 22, 2012. All voted in favor.

Anderson moved, seconded by Stensrud to approve a peace officer resolution for Ryan Hoffman. All voted in favor.

Ritter moved, seconded by Goodenow to approve a peace officer resolution for Derek Daniels. All voted in favor.

Contract for beaver removal

Stensrud moved, seconded by Goodenow to approve and authorize the Chair to sign a contract for beaver removal with Mike Monnet for JD 7 and CD 37. All voted in favor.

Redistricting

Paula VanOverbeke gave an update on redistricting.

Internship Policy

Goodenow moved, seconded by Stensrud to approve an internship policy. All voted in favor.

Seasonal Summer Positions and Interns

Goodenow moved, seconded by Anderson to approve the following seasonal summer positions 1 for Parks, 1 for Fairgrounds, 2 for Highway Maintenance, 1 for Landfill, 1 for Highway Engineering, 1 for HHW and one part time seasonal summer position for Park and Fairgrounds and 1 Intern for GIS and 1 Intern for Highway Engineering. All voted in favor.

9:30 a.m.

Fenske called the Public Hearing to order for McLaughlin & Schulz CUP

Biren reviewed CUP. Fenske asked for public comments. Stensrud – No dust problems this winter? Biren – Most people aren't out in the winter and are on the north side. We do have a new blade out there. Maes – I was wondering if for the minutes you might want to acknowledge the letters. They are not opposed to the CUP but they do have concerns to the road maintenance and want it looked at closely. Fenske – Yes the letters from Larry Demuth, Ronald Demuth, and Shirley Saunders. Biren – The road is scheduled to be bladed at least once a week.

Biren –The findings of fact would be very similar to what the planning and zoning board was. Ritter moved, seconded by Anderson to grant a Conditional Use Permit to McLaughlin and Schulz to operate a gravel/sand mining operation and a hot mix plant. The property is zoned agricultural. The affected property is owned by Valley Partners, c/o Charles Klukas and is located in the East Half of the Northeast Quarter (E1/2NE1/4), Section 11, Coon Creek Township. As per recommendation of the Lyon County Planning Commission and the Coon Creek Township Board. With the following stipulations:

1. Conditional Use Permit will be reviewed annually.
2. Conditional Use Permit is granted for 40 acres or the life of the operation whichever is less.
3. Top soil will be stockpiled and used for reclaiming and leveling.
4. Reclaiming and leveling of land is to be done as work progresses.
5. Grade site after extraction is completed so as to render it usable, seeding required avoiding erosion and an unsightly mar of the landscape.
6. Must maintain a backslope of 4:1 or flatter.
7. Responsible for maintenance on roads trucks will be hauling on.
8. Responsible for dust control on haul roads and service roads within site.
9. Haul roads designated as: 210th Street to CSAH 13 or CSAH 15. Driveways on 160th Avenue or 210th Street may also be utilized.
10. Owner must notify the Lyon County Zoning Office when work is complete.
11. Must obtain permits from appropriate agencies.
12. Must comply with Soil and Water and DNR regulations.
13. Consult with township regarding driveway access requirements.
14. Adopt Findings of Fact as part of this motion.
15. A copy of the Lyon County Board of Commissioner's Motion shall be filed with the County Recorder's Office along with the legal description of the property. Additional fees to be paid by the applicant for the actual costs incurred by the county for the recording fees.

All voted in favor.

Consulting engineer discussion

Discussion on consulting engineer.

Update on Murray County proposed MRF

Discussion on Murray County proposed MRF.

Contract for staffing advance opportunities

Ritter moved, seconded by Stensrud to approve and authorize the Chair to sign an agreement for landfill staffing with Advance Opportunities. All voted in favor.

Legislative update

Henriksen gave a legislative update.

10:10 a.m. Meeting Recessed

10:25 a.m. Meeting Called back to order

Window blinds

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Stensrud moved, seconded by Ritter to purchase blinds from floor to ceiling in the amount of \$4,404.56 and not the installation. All voted in favor.

Cottonwood fire Update / Equipment discussion

Stomberg and Kanwar gave an update on Cottonwood fire. Discussion on equipment.

Fenske – We should recognize how well Chad Magnussen has done on the bridge inspections.

Reviewed Meeting Schedule

Commissioners Report

Goodenow reported on Fairboard and Natural Resources and Recreation Board.

Ritter reported on Rural Energy Board, Solid Waste, Airport Commission, and Planning and Zoning.

Anderson reported on Planning and Zoning and Historical Society.

Stensrud reported on PAC and meeting with city of Ghent.

Fenske reported on Transit Advisory and Landfill Engineering meeting.

11:08 a.m. Ritter moved, seconded by Anderson to go into closed session for LELS Deputy labor negotiations.

11:32 a.m. Closed for land purchase strategy per MS13D.05.

11:50 a.m. Ritter moved, seconded by Anderson to come out of closed session. All voted in favor.

Anderson moved, seconded by Goodenow to purchase the Peterson property for \$100,000. All voted in favor.

11:52 a.m. Ritter moved, seconded by Stensrud to adjourn. All voted in favor.

Vendor Name	Amount
A'viands, LLC	15,742.16
Catco Parts Service	2,656.16
City of Minneota	3,174.00
Cottonwood Co-Op Oil Company	6,010.08
Farmers Coop Assn	20,333.49
Floor To Ceiling	5,260.00
Northern Business Products Inc	4,902.30
Olson & Johnson International Inc	6,770.86
Prairie Pride	26,899.90
Ramsey County	2,800.00
Rock County Transfer Station	5,800.00
SAIC Energy, Environmental & Infrastruct	11,025.73
Sanitation Products	3,609.37
SWHHS	5,000.00
Waste Management	22,676.50
Widseth Smith Nolting & Assoc., Inc.	2,599.50
Yellow Medicine River Watershed	2,956.22
94 Payments less than 2000	30,209.74
Final Total:	178,426.01

Vendor Name	Amount
Boyer Trucks - Rogers	110,974.81
Forum Communications Printing	3,600.00
Marshall Area Chamber of Commerce	2,500.00
MEDICA	2,040.00
MN Dept of Treasury	6,512.00
Tow Master	93,065.68
Payments less than 2000	155,786.61
Final Total:	<u>224,479.10</u>

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Vendor Name	Amount
Lyon County	94,054.30
Lyon-Lincoln Electric Coop Inc	4,662.77
Marshall Municipal Utilities	19,602.74
Secure Benefits Systems	5,501.99
SW WC Service Cooperatives	105,057.00
Township of Amiret	16,545.93
Township of Clifton	16,300.41
Township of Coon Creek	19,028.49
Township of Custer	14,561.34
Township of Eidsvold	17,081.51
Township of Fairview	21,550.40
Township of Grandview	19,256.94
Township of Island Lake	13,601.30
Township of Lake Marshall	24,039.35
Township of Lucas	15,858.18
Township of Lynd	22,063.55
Township of Lyons	15,153.85
Township of Monroe	15,914.08
Township of Nordland	15,368.84
Township of Rock Lake	18,809.02
Township of Shelburne	14,397.76
Township of Sodus	16,251.23
Township of Stanley	15,609.71
Township of Vallers	15,305.17
Township of Westerheim	18,390.94
West Payment Center	2,858.00
Payments less than 2000	192,133.98
Final Total	<u>578,958.78</u>

Robert Fenske, Chairman

Attest: Loren Stomberg
Lyon County Administrator