

TUESDAY, JUNE 13, 2017

**APPROVED MINUTES OF THE
COUNTY BOARD OF COMMISSIONERS MEETING HELD**

**STATE OF MINNESOTA)
COUNTY OF DODGE)**

**COUNTY ADMINISTRATION OFFICE
MANTORVILLE, MN**

2017-12

The Dodge County Commissioners met in regular session June 13, 2017, in the Commissioner's Room at the Dodge County Government Services Building, Mantorville, MN, at 9:30 a.m. CDT. Chair Tim Tjosaas called the meeting to order at 9:30 a.m. CDT.

Meeting Convened

The pledge of allegiance was recited.

Pledge of Allegiance

The Chair acknowledged those present:

Those Present

Members present:	John Allen	District #1
	Tim Tjosaas	District #2
	Rodney Peterson	District #3
	Rhonda Toquam	District #4
	David Kenworthy	District #5

Members absent: None

Also present:	Jim Elmquist	County Administrator
	Becky Lubahn	Deputy Clerk
	Paul Kiltinen	County Attorney

It was noted item 6.1 (Property Assessed Clean Energy Financing Program & Joint Powers Agreement) is being pulled and will be brought back at the next meeting for action.

Agenda Amended

Motion by Allen seconded by Peterson to approve and adopt the agenda as amended. *Motion adopted unanimously.*

Motion by Allen seconded by Tjosaas to approve the following Consent Agenda items:

Consent Agenda
Items Approved

- 1.1 May 16, 2017 special session meeting minutes as corrected on page 1.
- 1.2 May 23, 2017 Committee of the Whole meeting minutes.
- 1.3 May 23, 2017 regular session meeting minutes.
- 1.4 4-Day Temporary On-Sale Liquor License for the Dodge County Mechanical & Agricultural Society effective July 19-22, 2017.

Motion adopted unanimously.

Southern Minnesota Initiative Foundation (SMIF) Vice President of Development Jennifer Nelson provided the Board with a SMIF update. Ms. Nelson informed the Board The McKnight Foundation created SMIF 30 years ago to make a difference. To fulfill this responsibility they continue to work every day to keep their communities vibrant and prosperous. Whether it's partnering on a loan to support a fledgling business endeavor, supporting a community group about to launch a community foundation, preparing the county's youngest residents through literary grants, or providing training for childcare providers, they know with the county's support they will have a greater impact.

SMIF Update &
2018 Funding
Request

The Vice President of Development reported that recently they had the pleasure of supporting Clean Plus with another loan and technical assistance. This growing company located in West Concord has expanded to become a lead provider of high quality tools, parts and supplies, for automotive, industrial, agricultural and household markets for over 30 years. This is just one of the many ways SMIF has contributed to one of the county’s communities.

SMIF Update & 2018 Funding Request - Continued

Ms. Nelson informed the Board that together, the county and SMIF are making a difference right here in Dodge County. But there is still a lot of work that needs to be done.

The Vice President of Development noted Dodge County’s last gift of \$1,320 on June 20, 2016 impacted members of our community. SMIF is asking that the Board consider increasing their support in 2018 to \$1,500 to impact this essential work. Ms. Nelson feels with Dodge County’s help SMIF will make southern Minnesota a vibrant and prosperous place to live.

Ms. Nelson stated SMIF envisions southern Minnesota as a prosperous and growing region with vibrant communities, innovative and successful economies, and engaged and valued citizens. To achieve this vision, Southern Minnesota Initiative Foundation, a regional development and philanthropic organization, fosters economic and community vitality in 20 counties of southern Minnesota through a culture of collaboration and partnership.

The following information was shared:

For every donation of \$1 from Dodge County, \$27 is invested back into Dodge County communities.

- 35 loans = \$1.5 million to Dodge County entrepreneurs
- 64 grants = \$284,000 to support community initiatives
- \$5 million invested annually to the 20 counties of south central and southeast Minnesota.

Since 1986, Southern Minnesota Initiative Foundation has leveraged local investments and partnerships to create a stronger Dodge County:

- \$105,000 in local donations to SMIF
- \$2.9 million invested by SMIF in Dodge County through grants, loans, and programming for stronger kids, businesses and communities

Loans & Equity Investments*

Supporting local entrepreneurs & creating jobs.

Clean Plus Incorporated, West Concord	Manufacturing Company
New Leaf Transport, Claremont	Trucking Company
Little Stars Childcare, Kasson	Family Child Care
Kasson-Mantorville Nursery Group Inc.	Child Care Center
Petals and Papers, West Concord	Exotic Handmade and Decorative Papers
Zumbro Incorporated, Hayfield	Manufacturer of Food Additives
Tri-Star Manufacturing, Kasson	Machine Shop

*Southern Minnesota Initiative Foundation in partnership with CEDA and DEED hold the Comprehensive Economic Development Strategy for Region 10, allowing these counties to apply for Economic Development Administration funding at the Federal level.

SMIF Update & 2018 Funding Request - Continued

Grants

Investments in economic development, early childhood and community vitality.

AmeriCorps LEAP (Learning Early Achieves Potential)	Members helping with social emotional skill development.
SE MN Together (One Big Thing Regional Grant)	Collaborative regional project to address workforce issues.
Agripreneur Program	Grant for agripreneur incubator to train aspiring farmers.
City of Mantorville	Development of a strategic marketing plan.
Triton Public Schools, Dodge Center	Hundreds of books awarded through multiple literacy grants.
Kasson-Mantorville Schools	Home Visiting Grant: Early Childhood Special Education Program.
Dodge County Historical Society, Mantorville	Awarded 50 gallons of paint to revamp exhibit area.
Wags Farms, Claremont	Disaster Recovery Grant: Loss of livestock by tornado.

Community Collaborations

Bringing communities together for change.

City of Dodge Center, Regional Community Growth Initiative (started in 2014)
Kasson-Mantorville Early Childhood Initiative (started in 2012)

Making a Difference

Helping make sure our youngest generation receives a quality education.

Educators, school administrators and child care providers gather in Kasson for a PreK-Grade 3 Alignment Strategy Session. The PreK-Grade 3 Alignment is a process that communities undertake to refine their education system. It is an initiative to transform how children learn and build on their early life experiences. SMIF and the five other Minnesota Initiative Foundations, in partnership with Minnesota Department of Education, The McKnight Foundation and other partners, are working to make sure Minnesota kids, parents, care providers and educators are on the same page.

The Board thanked Ms. Nelson for the update.

Taxpayer Services Director Rose Culbertson reviewed bills with the Board.

Bills Approved

Motion by Peterson seconded by Toquam to approve the bills as discussed in the following amounts from the appropriate funds as determined by Finance:

01	Revenue Fund	\$ 166,926.24
13	Road and Bridge Fund	\$ 249,205.35
16	Environmental Quality Fund	<u>\$ 108,551.68</u>
	Total	\$ 524,683.27

Motion adopted unanimously.

Ms. Culbertson presented for the Board’s consideration a property tax penalty abatement request for the Dorothy Kutzler property.

Kutzler Penalty
Abatement Request
Denied

Dorothy Kutzler has submitted a request to abate the penalty for her first half 2017 taxes on three properties in rural Dodge Center listed under Stephen and Dorothy Kutzler Trust. In her abatement application, Ms. Kutzler states that she believed that letters put into the mailbox on May 15 would be postmarked May 15. Statute 276.017 Timely Payments says “The postmark of the United States Postal Service qualifies as proof of timely mailing.”

The Rochester distribution center for the US Postal Service was closed in 2012. At this time postmarks and delivery were delayed by one to three days as stated by the postal service in their press release on December 5, 2011.

The Taxpayer Services Director stated that although the Finance Office empathizes with Ms. Kutzler, it is their recommendation, to remain consistent with past decisions, that this request be denied.

Motion by Kenworthy seconded by Peterson to deny the property tax penalty abatement request of Dorothy Kutzler. *Motion adopted unanimously.*

Ms. Culbertson presented for the Board’s consideration a property tax penalty abatement request for Griselda Cuomo property.

Cuomo Penalty
Abatement Request
Denied

Griselda Cuomo has submitted a request to abate the penalty for the first half 2017 taxes on a property at 62830 220th Avenue, Kasson.

In her abatement application, Ms. Cuomo states the reason taxes were not paid on time is that she had eye surgery and went directly home to rest and that she has never been late before. She also states that she does not get copies of the bill. Her ownership of the property has not been recorded. The property is listed under Gerald Snow Trust.

The Rochester distribution center for the US Postal Service was closed in 2012. At that time postmarks and delivery were delayed by one to three days as stated by the postal service in their press release on December 5, 2011.

Statute 276.017 Timely Payments says “The postmark of the United States Postal Service qualifies as proof of timely mailing.”

Ms. Culbertson noted although the Finance Office empathizes with Ms. Kutzler, it is their recommendation, to remain consistent with past decisions, that this request be denied.

Motion by Kenworthy seconded by Peterson to deny the property tax penalty abatement request of Griselda Cuomo. *Motion adopted unanimously.*

Finance Director Lisa Kramer met with the Board to discuss 2017 agency appropriations.

2017 Agency
Appropriations
Approved

Ms. Kramer reported the commissioner’s budget details a list of agency appropriations that the Board funds to benefit the community.

The Finance Director is requesting that the Dodge County Board authorize payment of the proposed agency appropriations.

2017 Agency Appropriations
Approved - Continued

Motion by Peterson seconded by Allen to approve the following 2017 agency appropriations:

- SE MN Initiative Fund \$ 1,320.00
- Southern MN Tourism - \$ 350.00
- SE MN Area Agency on Aging - \$ 300.00
- SEMCAC - \$ 8,750.00
- Dodge County SWCD \$118,000.00
- Historical Society \$ 7,500.00
- Dodge Fair Board \$ 16,000.00

Motion adopted unanimously.

County Administrator Jim Elmquist presented the Personnel Agenda for the Board’s consideration.

Personnel Actions
Approved

Sheriff Scott Rose was available to answer questions regarding A.2.

Motion by Allen seconded by Toquam to approve the following personnel actions:

A. Sheriff’s Office

- A.1 Richard Allee – Sergeant
Step increase from C43 60 month step \$34.46 to C43 72 month step \$35.15.
Effective Date: 2/23/17
- A.2 Deputy Sheriff – Part-time
Authorization to post and fill vacancy.
Effective Date: 6/13/17
- A.3 David Crable – Deputy Sheriff
Annual review.
Effective Date: 4/27/17
- A.4 Scott Prins - Deputy Sheriff
Annual review.
Effective Date: 5/8/17
- A.5 Jeff Espinosa – Sergeant
Step increase from C43 60 month step \$34.46 to C43 72 month step \$35.15.
Effective Date: 2/23/17

B. Highway Department

- B.1 Robert Carstensen – Equipment Operator III
No longer employed.
Effective Date: 6/15/17
- B.2 Operator II
Authorization to post and fill vacancy.
Effective Date: 6/13/17

C. Public Health

- C.1 Kristin Cerda – Public Health Family Lead
Annual review.
Effective Date: 5/1/17

- C.2 Jessica Warehime – Account Technician – On-Call
No longer employed.
Effective Date: 5/31/17
- C.3 Tanner Lange – Dietetic Intern
Authorization to allow completion of an approximately 240-hour rotation internship with Public Health.
Effective Date: TBD
- D. Environmental Services**
- D.1 Dean Schrandt – Water Program Manager
Step increase from C41 step 3 \$27.89 to C41 step 2 \$28.72.
Effective Date: 5/30/17
- D.2 Melissa DeVetter – Zoning Administrator
Annual review.
Effective Date: 6/10/17
- E. Attorney’s Office**
- E.1 Crysta Parkin – Assistant County Attorney
Step increase from C43 step 5 \$32.67 to C43 step 4 \$33.94.
Effective Date: 5/16/17
- F. Administration**
- F.1 Dennis Nawrocki – Fleet Mechanic
Annual review.
Effective Date: 6/5/17

Personnel Actions
Approved -
Continued

Motion adopted unanimously.

The Chair recessed the meeting at 10:06 a.m. CDT.

Meeting Recessed

The Chair reconvened the meeting at 10:13 a.m. CDT.

Meeting
Reconvened

County Attorney Paul Kiltinen provided the Board with a legal update.

Legal Update

Environmental Services Director Mark Gamm presented for the Board's consideration a request to accept a proposal for a self-serve waste depot – pole shed.

Proposal for Self-Serve Waste Depot – Pole Shed
Approved

The county received a state grant to construct a Self-Serve Waste Depot. Environmental Services is planning to begin construction this summer. The key component of the Depot is the pole shed that customers will enter to deposit their bagged waste. Inside the shed will be a compactor to receive and store waste.

Mr. Gamm received two proposals to construct a 24' x 32' pole shed. Shed quotes were listed as follows:

<u>Contractor:</u>	<u>Amount</u>
1. Cleary Buildings Corp	\$36,641
2. Morton Buildings, Inc.	\$72,923

Motion by Allen seconded by Kenworthy to accepting the proposal from Cleary Buildings Corp. in the amount of \$36,641 for the construction of a pole shed at the Transfer Station. *Motion adopted unanimously.*

Zoning Administrator Melissa DeVetter presented for the Board's consideration the June 7, 2017 Planning Commission recommendations.

ZA #17-03 Failed

Ms. DeVetter discussed Overland Properties, LLC – ZA #17-03.

Commissioner Peterson stated he is recusing himself from voting on this item because he is the Hayfield City Attorney.

Commissioner Kenworthy commented he would rather have the City of Hayfield annex the property in question.

Commissioner Toquam expressed concern with the location of the proposed business and the possibility of the location becoming a safety concern for adults and kids that would be crossing State Highway 56 in order to get to the business.

Motion by Allen to approve Overland Properties, LLC – ZA #17-03 as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit. The motion died due to the lack of a second.

Hayfield citizen Randy Demmer arrived and was able to speak to the Board regarding ZA #17-03 on behalf of the City of Hayfield.

ZA #17-03
Discussion

Mr. Demmer informed the Board this is the kind of opportunity that the City of Hayfield and Hayfield residents have been waiting for. Mr. Demmer stated the City of Hayfield needs this proposal approved in order to promote growth in the community. It was Mr. Demmer's belief that building a store in this location may draw other business to the area as well as encourage people to move to the Hayfield area.

The Board shared with Mr. Demmer their concerns regarding the request. The Board noted the rezoning request is not consistent with the current Dodge County Comprehensive Plan which does not identify this area for future commercial growth. Also pointed out was that the proposed location was not included in the urban expansion areas for the cities of Dodge County.

The Board informed Mr. Demmer the Comprehensive Plan goal is to provide opportunities for commercial, industrial, and residential development, however the applicant's property is not located within an area that can be accommodated with urban services, it lacks connections to public water or sewer and these services are not planned for this area in the near future.

The Board also expressed concern with the fact that the City of Hayfield doesn't have an Orderly Annexation Agreement with Hayfield Township for the proposed area. Should the city identify an Urban Expansion District for the city, it is likely to be to the southeast and not in the area the applicant is proposing.

The Board indicated they would prefer the City of Hayfield move forward with plans to annex the property into the city limits and consider adding water and sewer to the area before the Dodge County Board approves the request.

Mr. Demmer reported the City of Hayfield doesn't have the resources to invest in annexing this property or adding city water and sewer to the property. Mr. Demmer also informed the Board that a number of their Board members are volunteers so they have limited time to devote to city projects.

ZA #17-03
Discussion -
Continued

The Board pointed out no officials from the City of Hayfield or residents of Hayfield were present at the meeting to support the request, this indicated to them there wasn't much interest in the proposal.

Mr. Demmer commented he believes nobody else was present because they didn't feel there was any reason the county wouldn't approve the request.

Commissioner Tjosaas expressed concern with the possibility of others requesting to have agricultural land rezoned to commercial if this request is approved. Mr. Tjosaas questioned whether or not the County Board would be opening the door for additional requests by approving the rezoning request.

After a lengthy discussion and the Board was able to ask additional questions of Mr. Demmer, Commissioner Allen indicated that he wanted to vote on the request again.

Motion by Allen seconded by Kenworthy to approve of the following action of the Planning and Zoning Commission as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit:

ZA #17-03
(Continued)
Approved

Overland Properties, LLC – ZA#17-03 (continued)

The public hearing is to consider a Zoning Amendment to allow a property that is currently zoned Agricultural to be rezoned to Commercial. The proposal is 3.26 acres located in the SE 1/4 of the SE 1/4 of Section 16, Hayfield Township. Overland Properties, LLC is the applicant and Boyd Demmer is the property owner.

The Planning Commission recommends approval of the rezoning request after hearing testimony at the hearing and recognizing all of the staff findings, including both facts supporting approval and facts supporting denial of the rezoning request, which are included below:

FINDINGS SUPPORTING APPROVAL OF THE REZONING OF THE PROPERTY

1. An update of the Dodge County Comprehensive Development Plan is currently in process. Due to the length of time since the last update, there could be changes in policy or growth patterns which may support a Commercial Zone in the area the applicant is proposing.
2. Goal of the Comp Plan is to provide opportunities for commercial, industrial, and residential development and the applicant's property is located within an area that can be accommodated with urban services.
3. The site is currently adjacent to the City limits of Hayfield. There are properties located within the city across State Hwy 56 that are also zoned Commercial (C-1).

4. There is currently a mix of residential, commercial and agricultural uses in the area so the commercial use would not be inconsistent with current uses.
5. The Highway Engineer and MnDOT have indicated that the rezoning from Agricultural to Commercial is not anticipated to cause impacts to public roads if traffic is handled appropriately. MnDOT has requirements that must be met that are identified in a February 22, 2017 letter.
6. Based upon information from the Assessor’s office, the site would be considered ideal for commercial development due to its location and it is not anticipated to have a detrimental impact on adjacent property values.
7. There have been other sites that have been rezoned to Commercial or Industrial out in the rural portion of the county that do not require public water or sewer systems to meet water supply and sewage treatment needs.
8. The site will be required to have adequate sewage treatment facilities to accommodate the business proposed for the site before a Zoning Permit can be issued.
9. Hayfield Township is remaining neutral on the proposal. They did not receive any opposition for the proposal at the township meeting.

ZA #17-03
(Continued)
Approved -
Continued

FINDINGS SUPPORTING DENIAL OF THE REZONING OF THE PROPERTY

1. The rezoning request is not consistent with the current Dodge County Comprehensive Plan, as updated and amended.
 - A. The 1993 comprehensive plan does not identify this area for future commercial growth.
 - B. The update completed in 2001, which included urban expansion areas for the cities within Dodge County, does not include this area as identified as a future commercial growth area.
 - C. Although a Goal of the Comp Plan is to provide opportunities for commercial, industrial, and residential development, the applicant’s property is not located within an area that can be accommodated with urban services at this time and is unlikely to be provided services in the future as the City of Hayfield has indicated it will likely expand to the southeast.
2. The site lacks connections to public water or sewer and these public services are not planned for this area in the near future.
3. The City of Hayfield does not have an Orderly Annexation Agreement with Hayfield Township for this area. In addition, should the city identify an Urban Expansion District for the city, it is likely to be to the southeast and not in the area the applicant is proposing.

- 4. There are properties to the west that are residential in nature. Some of the uses allowed within a Commercial Zoning District may have the potential to affect the enjoyment of the surrounding properties and/or increase nuisance complaints.
- 5. The applicant has reasonable use of the property under the current Agricultural zoning of the property.

ZA #17-03
(Continued)
Approved -
Continued

Motion adopted Tjosaas, Allen, Toquam, Kenworthy aye, Peterson recused himself from voting.

The Board thanked Mr. Demmer for his input.

Ms. DeVetter reviewed with the Mark Cochran – IUP #17-02.

IUP #17-02
Approved

Motion by Allen seconded by Peterson to approve of the following action of the Planning and Zoning Commission as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit:

Mark Cochran – IUP#17-02

The first public hearing is to consider an application for an Interim Use Permit to allow a dwelling on less than 53 acres in the Agricultural District. The parcel is 35 acres located in the E 1/2 of the NE 1/4 of the NW 1/4 in Section 15 Vernon Township. Mark Cochran is the applicant and the property owner.

The Planning Commission recommends approval with the following conditions:

- 1. The Ag Covenant shall be recorded prior to issuance of the Zoning Permit.
- 2. Dodge County Zoning Permit shall be obtained before construction.
- 3. The sewage treatment system must meet the requirements of Chapter 21 of the Dodge County Zoning Ordinance. A Dodge County Sewage Treatment System shall be obtained prior to issuance of the Zoning Permit.
- 4. An address shall be obtained from the Dodge County Highway Department.

Motion adopted unanimously.

Ms. DeVetter reviewed with the Zumbro River Sporting Dogs, LLC – IUP #17-03.

IUP #17-03
Approved

Motion by Toquam seconded by Allen to approve of the following action of the Planning and Zoning Commission as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit:

Zumbro River Sporting Dogs, LLC – IUP#17-03

IUP #17-03
Approved -
Continued

The second public hearing is to consider an application for an Interim Use Permit to allow material excavation activities which exceed 50 cubic yards in total in the Agricultural District. The parcel is 3.7 acres located in the NW ¼ of the SE ¼ of Section 8, Concord Township. Zumbro River Sporting Dogs, LLC is the applicant and Aaron Valentyn is the property owner.

The Planning Commission recommends approval with the following conditions:

1. Excavation within the Floodplain Overlay District is prohibited. Excavated material shall be spread on upland areas outside of the Floodplain Overlay District.
2. Excavated material shall not be placed in a manner that creates an unstable slope.
3. Methods to minimize soil erosion and trap sediments before they reach any surface water feature shall be used.
4. The applicant shall obtain a Shoreland Alteration Permit and comply with the applicable provisions/conditions of Section 18.16.

Motion adopted unanimously.

Ms. DeVetter reviewed with the Hodgman Drainage, LLC – IUP#17-04.

IUP #17-04
Approved

Motion by Allen seconded by Kenworthy to approve of the following action of the Planning and Zoning Commission as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit:

Hodgman Drainage, LLC – IUP#17-04

The third public hearing is to consider an application for an Interim Use Permit to allow a mining operation in the Agricultural District. The proposal is to mine approximately 23 acres of a 119.67 acres parcel located in the NE ¼ of the SE ¼ of Section 9, Claremont Township. The applicant is Hodgman Drainage, LLC. and Donald and M. Elaine Hodgman are the property owners.

The Planning Commission recommends approval with the following conditions:

1. Trucks (loaded & empty) are restricted to traveling only that portion of CR G west of 130th Avenue.
2. No trucks leaving the pit shall exceed spring load restrictions.
3. The pit owner is required to provide chloriding of CR G from CSAH 1 to 130th Avenue. In times of dry conditions the effect of chloriding is reduced. During such times and upon notice from the County Highway Department the pit owner shall provide road wetting to limit dust.

4. The Highway Department will maintain this section of CR G consistent with the east portion. In the event extensive damage such as rutting or pushing occur within the area west of the pit entrance the pit owner may be required by the County Highway Department to provide crushed rock as directed to maintain road surface integrity. IUP #17-04
Approved -
Continued
5. An access permit for change of use is required by the Highway Department.
6. Permit is issued for five years and reviewed at that time for the sand pit operation and review of on-going reclamation.
7. Proof of compliance with MPCA's Stormwater Permitting requirements and a copy of the SWPPP shall be provided to the Environmental Services Department to include with the IUP prior to any land disturbing activities.
8. Proof of compliance with MPCA's Air Quality permitting requirements and a copy of the Air Quality Permit shall be provided to the Environmental Services Department to include with the IUP prior to any land disturbing activities, when applicable. If an air quality permit is not required for the operation, the applicant shall provide a letter from MPCA's Air Quality Permitting Division stating that the site is exempt from permitting requirements.
9. Prior to mining within 500 feet of any dwelling, the applicant shall provide to the Environmental Services Department verification in the form of written approval to mine from the affected property owner.
10. Mining of materials shall occur no closer than 200 feet to the OHW of the DNR protected watercourse.
11. The Base Flood Elevation (BFE) in accordance with Exhibit 8 of the Findings shall be physically staked upon the property. No excavation, fill or machinery shall be located at an elevation lower than the BFE.
12. The site shall comply with the Minnesota Wetland Conservation Act. The permittee shall either delineate the wetland boundary on site or stay far enough away (50 to 100 feet) from these area with any excavation and fill (including road and stockpiles) so there is no loss of wetland. Stockpiles near the wetland should include active erosion control, such as silt fence, between the stockpile and wetland. If any tile line or dewatering is proposed, the site will need to be reviewed for wetland drainage issues as well.
13. Nuisance complaints shall result in review of the IUP by the Planning Commission and County Board.
14. The applicant shall work with Environmental Services Department to develop a seeding, grading and restoration plan during all phases of reclamation.

Motion adopted unanimously.

Ms. DeVetter reviewed with the Tanner Kramer – CUP #17-01.

CUP #17-01
Approved

Motion by Allen seconded by Toquam to approve of the following action of the Planning and Zoning Commission as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit:

Tanner Kramer – CUP #17-01

The fourth public hearing is to consider an application for a Conditional Use Permit to establish a new feedlot of 2,400 head of finishing hogs or 720 animal units. The proposed barn will be a curtain side barn approximately 51'x392' in size with a beneath barn 8' concrete pit. The parcel is 152.04 acres parcel located in the NE 1/4 of Section 4, Hayfield Township. Tanner Kramer is the applicant and Tom and Ted Kramer are the property owners.

The Planning Commission recommends approval with the following conditions and with the option to move the barn to the west:

1. A Dodge County Zoning Permit shall be obtained before construction. A copy of the MPCA's CSF permit shall be submitted to the Environmental Services Department prior to issuance of the Zoning Permit to include as part of the CUP file.
2. The Dodge County animal feedlot registration shall be submitted prior to occupation of the barn.
3. All recommendations of the Feedlot Advisory Report dated 4/28/17 completed

Motion adopted unanimously.

Ms. DeVetter reviewed with the LeeRoy Bordelon – IUP #16-05 extension.

IUP #16-05
Approved

Commissioner Peterson wanted to know why the applicant was asking for an extension.

Ms. DeVetter indicated that she did not know why the applicant needed an extension.

Motion by Allen seconded by Kenworthy to approve of the following action of the Planning and Zoning Commission as reviewed on June 7, 2017 with the reasons, recommendations and conditions as found in the individual permit:

LeeRoy Bordelon – IUP#16-05 extension

The Planning Commission recommends approval of a one year extension. IUP #16-05 would be extended from August 8, 2017 to August 8, 2018 with the following conditions:

1. The Ag Covenant shall be recorded prior to issuance of the Zoning Permit.
2. Dodge County Zoning Permit shall be obtained before construction.

- 3. The sewage treatment system must meet the requirements of Dodge County's Subsurface Sewage Treatment Ordinance No. 4. A Dodge County Sewage Treatment System shall be obtained prior to issuance of the Zoning Permit.
- 4. Driveway easement granting access to Mr. Bordelon's property to the south be recorded on the parcel prior to issuance of the Zoning Permit.
- 5. An address shall be obtained from the Dodge County Highway Department.

IUP #16-05
Approved -
Continued

Motion adopted Tjosaas, Allen, Toquam, Kenworthy aye, Peterson nay.

The County Attorney left the meeting at 11:15 a.m. CDT.

County Attorney Left
Meeting

County Administrator Jim Elmquist discussed wheelage levy with the Board.

Wheelage Levy
Discussion

Included in the Board packet was the Wheelage resolution adopted in 2013. This resolution provided for the county to charge \$10 per vehicle to be dedicated for road improvements within the county (this was ultimately dedicated to non-state aid roads). Mr. Elmquist noted the adoption of this resolution provided for approximately \$215,000 in revenue in 2017. If the Board were to desire to modify the wheelage levy in 2018 (whether a decrease or increase), a corresponding resolution would need approval by August 1, 2017.

At the county's strategic planning discussion a few weeks ago, the county identified transportation funding as one of the most significant challenges the county faces the next five years due to the state's inability to pass legislation for long term transportation funding. In light of these circumstances, the consideration of a wheelage levy change would be in alignment with the county's strategic plan which will be brought to the Board at a July meeting date for consideration.

The County Administrator noted while there is sufficient time for the Board to ponder this decision, they may want to have preliminary discussions to set forth a process for consideration of this levy.

Commissioner Allen stated he is in favor of holding a public hearing.

It was the consensus of the Board to hold a public hearing on Tuesday, July 11, 2017 to discuss the wheelage levy. A notice will be published in the paper notifying the public of the public hearing.

Commissioner Kenworthy presented a summary of the Public Works Committee report and action items.

Public Works
Committee Report

The Board discussed the County Engineer's request to approve a MnDOT Master Partnership Agreement.

MnDOT Master
Partnership Contract
Approved by
Resolution #2017-26

The Minnesota Department of Transportation (MnDOT) and Dodge County often work in cooperation with and for each other, this has been done for many years.

Originally without formal documentation and then in 2013 with the signing of a formal agreement. That agreement has expired and has now been updated.

MnDOT Master Partnership Contract
Approved by
Resolution #2017-26
- Continued

The new Master Partnership Contract is for 2018 – 2022. The Master Partnership Contract is executed by the County Board and MnDOT Administration and gives the authority to the local MnDOT offices and the County Engineer to work together requesting or providing services to the other as needed.

Included in the Board packet was a copy of the contract and a resolution authorizing the County Engineer to negotiate and execute work orders with MnDOT.

Commissioner Kenworthy offered the following resolution (#2017-26), seconded by Commissioner Peterson:

MnDOT Master Partnership Contract

WHEREAS, the Minnesota Department of Transportation wishes to cooperate closely with local units of government to coordinate the delivery of transportation services and maximize the efficient delivery of such services at all levels of government; and

WHEREAS, MnDOT and local governments are authorized by Minnesota Statutes sections 471.59, 174.02, and 161.20, to undertake collaborative efforts for the design, construction, maintenance and operation of state and local roads; and

WHEREAS, the parties wish to be able to respond quickly and efficiently to such opportunities for collaboration, and have determined that having the ability to write “work orders” against a master contract would provide the greatest speed and flexibility in responding to identified needs.

THEREFORE BE IT RESOLVED,

1. That Dodge County enter into a Master Partnership Contract with the Minnesota Department of Transportation, a copy of which was before the Board.
2. That the County Board Chair and County Administrator are authorized to execute such contract, and any amendments thereto;
3. That the Dodge County Engineer is authorized to negotiate work order contracts pursuant to the Master Contract, which work order contracts may provide for payment to or from MnDOT, and that the County Engineer may execute such work order contracts on behalf of Dodge County without further approval by this Board.

Resolution adopted unanimously.

Commissioner Tjosaas presented a summary of the Administration Committee report and action items.

Administration Committee Report

Commissioners provided their agency reports. Commissioner Allen attended a SEMREX meeting and a Dodge County Planning meeting. Commissioner Kenworthy attended a Strategic Planning and a SEMNECB meeting. Commissioner Peterson attended a Strategic Planning meeting and a SE MN Emergency Communications Board meeting. Commissioner Tjosaas attended a Strategic Planning session. Commissioner Toquam attended a Strategic Planning meeting, a 1W1P Public Kickoff at the Hormel Nature Center, an AMC District 9 meeting, a Planning & Zoning meeting and a Workforce Development meeting.

Agency Reports

County Administrator Jim Elmquist provided the Board with a County Administrator update.

County Administrator Update

Mr. Elmquist discussed the following with the Board; strategic planning, ITV, Drug Court and the Fair booth.

Motion by Peterson seconded by Toquam to adjourn the meeting at 11:37 a.m. CDT. *Motion adopted unanimously.*

Meeting Adjourned

The next meeting of the Dodge County Board of Commissioners will be held on June 27, 2017 at 5:00 p.m. CDT.

Next Regular Meeting

ATTEST:

TIM TJOSAAS
CHAIR, COUNTY BOARD

BECKY LUBAHN
DEPUTY CLERK

DATED: