

TUESDAY, JULY 14, 2009

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

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

**COUNTY ADMINISTRATION OFFICE
MANTORVILLE, MN**

2009-13

The Dodge County Board of Commissioners met in regular session July 14, 2009, in the Commissioner's Room at the Courthouse Annex, Mantorville, MN, at 9:30 a.m. CDT. David Hanson, Chair called the County Board of Commissioners 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 and established that there was a quorum: Those Present

Members present:	Klaus Alberts	District #1
	Lyle Tjosaas	District #2
	Don Gray	District #4
	David Hanson	District #5
Members absent:	David Erickson	District #3
Also present:	David McKnight	County Administrator
	Becky Lubahn	Deputy County Clerk
	Paul Kiltinen	County Attorney

Motion by Gray seconded by Alberts to approve and adopt the agenda as presented. *Motion adopted unanimously.* Agenda Approved

Soil and Water Conservation District representatives David Livingston and Glenn Hahn presented for the Board's consideration the Soil and Water Conservation District's 2010 budget request. Soil and Water Conservation District 2010 Budget Request Discussed

Mr. Livingston informed the Board that they are working hard to make better use of their time and money; however, they are still struggling. Mr. Livingston also noted that they have been working with Environmental Quality Director Mark Gamm to apply for or find grant money.

Mr. Hahn stated that what the Soil and Water Conservation District is looking for is an administrator/manager type person to help out in the office and someone that could help them find funds for the Soil and Water Conservation District and the county.

Mr. Livingston briefly discussed the BWSR cuts as shown in the Dodge Soil and Water Conservation District proposed balance sheet that the Board was given.

No decision was made regarding the budget request.

The Chair thanked Mr. Livingston and Mr. Hahn for the information and informed them that the information would be taken under advisement.

County Engineer Guy Kohlhofer met with the Board to discuss setting a date for the bi-annual county road tour.

County Road Tour
Date Set

Mr. Kohlhofer reported that construction is well under way and it is once again time to schedule a road tour of the county with the commissioners. The semi-annual road tour is done in order to familiarize and reacquaint everyone with Dodge County roads that they may not often travel. Roads recently worked on or roads that will be worked on in the near future are also reviewed at this time.

The County Engineer noted that although funding is tight it is nice to review what they have accomplished and what they hope to accomplish.

The county road tour date was set for Monday, August 10, 2009 at 9:00 a.m. CDT. The tour group will leave from the Highway Department in Dodge Center.

The County Engineer presented a request to advertise for the Milton bridge construction.

Milton Township
Bridge Project
Advertising and Bid
Opening Request
Approved

Mr. Kohlhofer informed the Board that a small steel beam structure located on 535th Street in Milton Township is in poor structural condition and in need of replacement. The structure is shorter than ten feet and therefore is not currently classified as a bridge. A hydraulic analysis was conducted on the waterway and it was determined the new structure should be twelve feet wide and therefore classified as a bridge eligible for state funding.

The County Engineer stated that since this is only one line of box culverts and is considered a small project that it will require less than usual funds. The funds remaining in the Town Bridge account are sufficient for this project allowing construction to be done when schedule permits and DNR approval is received.

Mr. Kohlhofer reported that the timing of DNR approval is unknown at this time; however, it is expected for this project to begin late in the construction season. In order to efficiently schedule advertisements and bid opening it is necessary to advertise this project as soon as DNR approval is received.

Motion by Gray seconded by Tjosaas to approve and authorize the Highway Department to set dates to advertise and open bids for the Milton bridge project on 535th Street at the discretion of the County Engineer and County Administrator. *Motion adopted unanimously.*

Assessment Support Specialist Wendy Iverson met with the Board to discuss regular and local option abatements.

Regular and Local
Option Abatements
Approved

Discussion took place regarding whether or not the County Board should continue to approve abatements for individuals that have received several notices informing them that they can apply for an abatement of taxes and either ignore or put off applying for an abatement.

Minnesota Statutes 375.192 provides that the County Board may grant the reduction or abatement of a property taxpayer's estimated market valuation and the resulting taxes, costs, penalties, or interest which have been erroneously or unjustly paid. Minnesota Statutes 273.1233 also provide for a Local Option Abatement of taxes payable in the year of and the year after a natural disaster such as a fire, flood, or tornado. These are different than the reductions and abatements in sections MS 469.1812 and 469.1815 which may be granted as an incentive for economic development and redevelopment. All applications must be written and approved by the County Assessor and the County Auditor before consideration by the County Board. The County Board may consider and grant reductions and abatements for applications as they relate to taxes payable in the current year and the two prior years. However, abatements for the two prior years shall be considered and granted only for clerical errors and when the taxpayer fails to file for a reduction or an adjustment due to a hardship, as determined by the County Board.

Regular and Local
Option Abatements
Approved -
Continued

It was the consensus of the Board that because of past practices they could not deny the proposed homestead classification changes at this time. The Board directed Ms. Iverson to inform property owners who are eligible for the homestead classification changes that as of January 1, 2010 they will only receive two notices informing them of their options. If the property owner chooses not to complete an application by the specified time, their request for an abatement will not be approved by the County Board.

Based on the applicants' claims and the investigation of the facts, the Finance Director and County Assessor are recommending the submitted assessment and homestead classification changes for taxes payable in the years indicated.

Motion by Alberts seconded by Gray to approve the following assessment changes for taxes payable in 2008 and 2009:

Parcel ID	Owner	Street	City	Reason	Tax Reduction
M07.950.0030 (2009 pay 09)	Wayne/Ruth McColley	20213 680 th Street	Dodge Center	EMV reduced at CBAE but not before statement.	\$32
R10.001.0800 (2008 pay 09)	LaVonne Zelinske	21245 520 th Street	West Concord	Class changed & home- stead removed in error.	\$76
R13.020.0200 (2007 pay 08)	Kent & Reva Harfmann	61203 235 th Avenue	Mantorville	Home destroyed by fire 3/21/08.	\$358
R13.020.0200 (2008 pay 09)	Kent & Reva Harfmann	61203 235 th Avenue	Mantorville	Home destroyed by fire 3/21/08.	\$345
M23.952.0004 (2009 pay 09)	Ed/Rosemary Hoefs	811 Center Avenue South, Lot 4	Hayfield	EMV reduced at CBAE but not before statement.	\$26
M23.952.0041 (2008 pay 08)	Lee Vietor	811 Center Avenue South, Lot 41	Hayfield	Occupied since 2007 but failed to apply for hmstd.	\$42
R24.380.3060 (2008 pay 09)	Jason David Trapp	1010 3 rd Street SE	Kasson	Occupied since 2007 but failed to apply for hmstd.	\$242
R26.100.1270 (2008 pay 09)	Bernice Sabetti	219 Irvin Street	West Concord	Occupied PT since 2004, homestead removed.	\$252

Motion adopted unanimously.

Multi-County
Collaboration in
Human Services
Update

Human Services Director Jane Hardwick provided the Board with a multi-county collaboration in Human Services update.

Legislation was adopted that requires counties to meet performance measures that will be established for all essential Human Services programs. If a county does not meet those measures, they will be required to enter into a formal arrangement with one or more nearby counties.

County Human Services Directors in Region X have been exploring options for greater collaboration in five program areas. At the same time, individual counties are exploring the feasibility of entering into formal arrangements with adjoining counties. For example, Winona and Houston counties are sharing supervision of their Financial Assistance units.

Ms. Hardwick has had preliminary exploratory conversations with directors from Steele and Waseca counties and with Olmsted County. Until further work is done, she feels it is premature to limit their options. The Human Services Director reported that she will work with each of these potential collaboratives in looking at the following:

- What would be the benefits and risks of entering into a formal collaborative arrangement? Of not entering into a formal arrangement?
- What would be the savings or costs?
- What would be the impact on services? On clients?
- What kind of organizational structure would make sense?
- What kind of governance structure would make sense?

Ms. Hardwick also discussed the multi-county collaboration on chemical dependency treatment pilot.

Legislation was also adopted that enables counties to participate in a pilot project for chemical dependency treatment. MACSSA will select a metro and a non-metro project to begin working with DHS.

The chemical dependency treatment and detox system was one of five areas that Human Services Directors in Region X had identified for collaboration. The legislation may offer flexibility that counties may not have had otherwise. At present, all counties in Region X, except Rice and Freeborn, have agreed to participate in the development and submission of a preliminary proposal. The proposal requires significant additional development before final approval and implementation. There will be later opportunities to reconsider their participation if appropriate.

Commissioners indicated that they were in favor of doing what is best for the county programs and suggested that the Human Services Director explore all options including contacting Goodhue and Mower County Human Services Directors to conduct preliminary exploratory conversations with them as well.

The Board thanked Ms. Hardwick for the update.

Taxpayer Services Director Rose Culbertson reviewed bills with the Board. Motion by Gray seconded by Tjosaas to approve the bills as discussed in the following amounts from the appropriate funds as determined by Finance:

Bills Approved

01	Revenue Fund	\$201,862.79
11	Human Services Fund	\$ 168.58
13	Road and Bridge Fund	\$276,470.23
16	Environmental Quality Fund	\$ 42,149.47
30	County Building Fund	\$ 42,588.83
32	County Capital Projects	\$ 15,164.81
65	General Obligation Solid Waste Rev Bonds	\$ 1,647.50
80	Agency Fund	\$ 29.00
	Total	\$580,081.21

Motion adopted unanimously.

County Administrator David McKnight presented the personnel agenda for the Boards consideration. Motion by Tjosaas seconded by Alberts to approve the following personnel actions:

Personnel Actions
Approved

A. Administration

- A.1 Jeff Mieras – GIS Specialist
Step increase from C41 step 7 \$21.90 to C41 step 6 \$22.55.
Effective Date: 7/7/09

B. Human Services

- B.1 Todd Nelson – Veterans Services Officer
Step increase from B23 step 2 \$17.83 to B23 step 1 \$18.42.
Effective Date: 6/29/09
- B.2 Angie DeGrote – Social Worker – Child/Family Services
Step increase from C42 6 mo. step \$19.14 to C42 step 6 \$19.87.
Effective Date: 7/14/09
- B.3 Kelly Madsen – Support Services Supervisor
Step increase from C42 step 9 \$21.50 to C42 step 8 \$22.21.
Effective Date: 6/23/09
- B.4 Financial Worker – 1.0 FTE
Authorization to fill vacancy.
Effective Date: 7/14/09

C. Highway Department

- C.1 Jamie Finne – Highway Accountant
Step increase from C41 step 6 \$22.55 to C41 step 5 \$23.20.
Effective Date: 7/12/09
- C.2 Kirk Rolfson – Assistant Engineer
Step increase from C43 step 1 \$27.75 to C43 step 5 \$28.49.
Effective Date: 7/1/09
- C.3 Dallas Ness – Maintenance Superintendent
Step increase from C43 step 1 \$27.75 to C43 step 5 \$28.49.
Effective Date: 7/1/09

D. Environmental Quality

- D.1 Rita Cole – Waste Management Specialist – Secretary/Clerk
Step increase from B22 step 9 \$13.41 to B22 step 8 \$13.85.
Effective Date: 7/1/09

Personnel Actions

Approved -
Continued

E. Public Health

E.1 Part-time Public Health staff review of FTE status. The following changes need to be made according to average hours worked. The next audit will be 1/2010.

Amber Converse – Dietitian

Increase FTE from .50 to .55

Bonnie Leifeld – Administrative Secretary

Decrease FTE from .65 to .60

Effective Date: 7/1/09

F. Sheriff’s Office

F.1 Kathy Claassen – Administrative Assistant

Step increase from B31 step 2 \$19.28 to B31 step 1 \$19.67.

Effective Date: 4/8/09

F.2 Michael Burton –911 Dispatcher – FT

Step increase from B22 step 1 \$15.32 to B22 step 2 \$15.78.

Effective Date: 6/24/09

F.3 Dawn Frieberg –911 Dispatcher – PT

Step increase from B22 step 3 \$16.26 to B22 step 4 \$16.75.

Effective Date: 6/28/09

F.4 Part-time Sheriff’s Office staff review of FTE status. The following changes need to be made according to average hours worked. The next audit will be 1/2010.

Natasha Bacon – 911 Dispatcher – PT

Increase FTE from on-call to .45.

Scott Umsted – 911 Dispatcher – PT

Increase FTE from on-call to .50.

Bill Weber – Transport Officer – On-Call

Decrease FTE from .40 to on-call.

Effective Date: 7/1/09

Motion adopted unanimously.

Sheriff Jim Trihey requested authorization to accept a \$200 donation from the Dodge County Community Expo.

Child Identification

Program Donation

Approved by

Resolution

#2009-36

Motion by Gray seconded by Alberts to approve and authorize the Chair and Deputy Clerk to sign resolution #2009-36 in support of the Sheriff’s Office accepting a donation from the Dodge County Community Expo:

WHEREAS, the Dodge County Sheriff’s Office receives donations from time to time from individuals and/or organizations; and

WHEREAS, the Dodge County Sheriff’s Office wishes to accept these donations and utilize them for the purpose of the Child Identification Program; and

WHEREAS, pursuant to Minnesota Statute 465.03, the county shall by resolution of the governing body adopt by a two-thirds majority of its members accept a grant or devise of real property and maintain such property for the benefit of its citizens in accordance with the terms prescribed by the donor.

NOW THEREFORE BE IT RESOLVED, that the Dodge County Board of Commissioners hereby accepts the following donation to be used for the Sheriff's Office Child Identification Program:

Dodge County Home and Business Expo \$200.00

Child Identification
Program Donation
Approved by
Resolution
#2009-36 -
Continued

Resolution adopted unanimously.

The Sheriff reviewed with the Board his request to approve a vehicle purchase.

Squad Car
Replacement
Approved

Mr. Trihey informed the Board that previously his office was approved to purchase a new Impala to replace a squad cars that was totaled.

The Sheriff stated that it has been difficult finding a police package Impala because of the GM crisis and the closing of some GM Impala plants. The Sheriff's Office has located two Impalas in the Chicago area but they have a hefty price tag in the \$22,000 range.

The Sheriff's Office is recommending that they be allowed to put the Impala they have in their administrative fleet into the patrol fleet and replace that vehicle with another administrative vehicle. Mr. Trihey noted that they will need to replace the Dodge Durango they currently have in their fleet in a couple of years and are recommending that they be allowed to replace it with another police package Impala at that time.

Mr. Trihey informed the Board that they have located and included for review bids for three vehicles, two from Clements Chevrolet in Rochester and one from Boe Chrysler Center in West Concord. The following bid information was shared with the Board:

Clements Chevrolet	2008 Chevrolet Impala	\$18,200
Clements Chevrolet	2008 Chevrolet Impala	\$15,700
Boe Chrysler Center	2006 Chrysler 300	\$13,800

Motion by Alberts seconded by Tjosaas to approve and authorize the Sheriff's Office to move the Impala currently in the administrative fleet into the patrol fleet and replace that administrative vehicle with a 2006 Chrysler 300 from Boe Chrysler Center in West Concord at a cost of \$13,800 plus tax, title and license fees. *Motion adopted unanimously.*

Sheriff Trihey presented for the Board's consideration a Dodge County Sheriff's Posse Patrol Policy.

Dodge County
Sheriff's Posse Patrol
Policy Approved

Mr. Trihey informed the Board that he would like authorization to create a mobile patrol unit for the Dodge County Sheriff's Posse to basically provide additional coverage and visibility to Dodge County citizens that live in areas that do not routinely see much coverage at a very cost effective manner.

The Sheriff reported that he would like to utilize the posse one or two nights on the weekends and at some of their special events. Mr. Trihey felt that another added benefit of the program would be that it would provide built in support for the duty staff if an incident would occur such as a traffic accident, assaults, crime scene security, searches or multiple other circumstances.

Dodge County
Sheriff's Posse Patrol
Policy Approved -
Continued

Mr. Trihey stated that the proposed policy was created by looking at various other posse patrol policies or reserve patrol policies. A copy of the proposed policy was provided for the Board's review.

The Sheriff noted that the policy has been reviewed by the County Administrator and County Attorney.

Motion by Tjosaas seconded by Alberts to approve and authorize the Sheriff to move forward with the implementation of the Dodge County Sheriff's Posse Patrol Policy as presented. *Motion adopted unanimously.*

Zoning Administrator Melissa DeVetter presented for the Board's consideration the July 1, 2009 Planning Commission Recommendations.

Planning Commission
Recommendation
CUP #09-07
Approved

Ms. DeVetter discussed changes made to the Brian Herbst CUP #09-07 request.

It was noted that Brian Herbst was available to comment.

Commissioner Alberts reported that he would like to see Mr. Herbst use better judgment when spreading/incorporating manure on his fields since he lives close to town. Mr. Alberts also commented that Mr. Herbst needs to be conscientious about not offending his neighbors.

Mr. Herbst stated that he understands the concerns 100% but also knows that there is spreading done by other people in the area and it is assumed that he is the one doing the spreading and causing the odor issues. Mr. Herbst indicated that he would welcome confirmation from the county when there are odor complaints that he is not the one spreading manure and offending other people. Mr. Herbst reported that he has learned from his past mistakes and takes the necessary steps to prevent additional odor nuisances. Mr. Herbst stated that Mr. Alberts' point is well taken.

Commissioner Gray noted that with the existing feedlot Mr. Herbst operates, if there is a problem, he does the necessary research to address and correct the problem.

Mr. Herbst informed the Board that there is a bubbling machine being used in other countries that incorporates an oxygenation process into the manure which greatly reduces the odor emitted from the pit. Mr. Herbst has been discussing this technology with Feedlot Officer Ken Folie. It was noted that the bubbling machines are expensive however; Mr. Herbst would like to test the system on the new barn and have the University of Minnesota test this procedure to see if it is an economical options. It was Mr. Herbst's opinion that there is other technology there to try.

Planning Commission
Recommendation
CUP #09-07
Approved -
Continued

Commissioner Gray and Commissioner Tjosaas discussed concerns voiced by concerned citizens that attended the Planning and Zoning Commission public hearing. Discussion took place regarding using new technology at the existing barn. Commissioners stated that they were most concerned with doing what is good for the neighbors.

Mr. Herbst encouraged commissioners to drive by his current site. Mr. Herbst noted that there was no odor at his current site when he drove by this morning due to the current weather conditions which included a slight breeze. Mr. Herbst informed the Board that odor is more problematic on days when there is no air movement. It was Mr. Herbst's opinion that tunnel ventilated barns do work because they are designed to pull air through the barn.

Commissioner Tjosaas stated that the applicant has an opportunity to show the Board that the proposed bubbling machine works on the existing barn.

Mr. Herbst commented that the reason he preferred to put the new bubbling machine on the proposed site is that cost aspects come into play. Mr. Herbst wanted something that was cost effective and consistent and would like to have the opportunity to work with the University of Minnesota to determine an odor standard or develop something that is measurable.

Commissioner Tjosaas stated that he wanted proof that the bubbling machine works before he would be comfortable with approving its use on the new barn. Mr. Tjosaas commented that there is a need to protect the people.

Mr. Herbst informed the Board that he had no idea his neighbors had any concerns regarding his feedlot until he received a copy of a letter stating otherwise. No concerns have ever been addressed with him within the last 15 years. Mr. Herbst reported that he is very conscientious of doing what is needed to protect the neighbors.

Commissioner Tjosaas voiced concern that if the Board does not put some type of requirement on the conditional use permit addressing odor requirements, that nothing happens to resolve order issues. The Board has had problems with this in the past and did not want to encounter the same problems.

Ms. DeVetter discussed standards and tools that are used to measure odor such as the drone meter. The Zoning Administrator informed the Board that the drone meter is a zoning tool not an enforcement tool.

Mr. Folie confirmed that the drone meter is not used for enforcement but is a good indicator. The Feedlot Officer reported that the meters are fairly expensive and need to be continually calibrated. Mr. Folie noted that a majority of other counties rely on the MPCA.

Mr. Herbst stated that he will do what is needed to maintain good relations with his neighbors.

Commissioner Alberts commented that he has concerns regarding the feedlots close proximity to town.

Motion by Alberts seconded by Tjosaas to approve of the following action of the Planning and Zoning Commission recommendation as reviewed on July 1, 2009 with the reasons, recommendations and conditions as found in the individual permit:

Planning Commission
Recommendation
CUP #09-07
Approved -
Continued

Brian Herbst – CUP #09-07

The first public hearing is to consider an application for a Conditional Use Permit to allow an expansion of an existing feedlot by 3,000 head of finishing hogs or 1,200 animal units in the Agricultural District. The applicant is proposing a tunnel ventilated barn approximately 102 x 240 feet in size with a beneath barn eight foot concrete pit for manure storage. The property is located in the SW ¼ of the NE ¼ of Section 2, Canisteo Township. Brian Herbst is the applicant and the property owner.

The Planning Commission recommends approval of the Findings of Facts and Recommendations of the agenda report with the following conditions:

1. A Dodge County Zoning Permit shall be obtained before construction of the building.
2. The Dodge County animal feedlot registration shall be updated prior to occupation of the barn.
3. Feedlot Advisory Report dated March 27th, 2009 with an additional change to condition # 6.
4. Additional property shall be surveyed and recorded prior to issuance of Dodge County Zoning Permit.

Feedlot Advisory Report conditions are as follows:

1. Soil borings shall be taken at the building site location. These will assist in calculating soil loads for designing the concrete basin and building support and resolve any soils issues.
2. Dedicated drain tile with an inspection tee shall be placed around the foundation of the barn. Existing field tile needs to be cut and separately routed around the barn so they do not interfere with the perimeter tile
3. Accurate Manure Application Plans be established and maintained that meet the MPCA 7020.2225 requirements. Sufficient acres shall be maintained for agronomic rate nutrient plans.
4. Manure should be injected at agronomic rates and application records kept. MPCA 7020.2225 will be followed for land application of manure. If weather or soil conditions do not allow for injection, then the Dodge County feedlot officer shall be notified and MPCA 7020.2225 followed for surface application setbacks and rates.
5. A secured area shall be provided for dead animal storage and disposal that meets Minnesota Board of Animal Health requirements. If rendering is not used, a separate carcass compost area or incinerator meeting the Minnesota Board of Animal Health requirements shall be provided for dead animal disposal.

6. Odor reduction with the use of Bio-Filters on pit fans built to University of Minnesota's BAEU-18 specifications, unless prior approval for an alternative odor mitigation technology is obtained from Dodge County. The bio-filters need to be installed as soon as possible but no later than June 30th, of the year following construction to allow backfill settling and final grading to occur before installation.

Planning Commission
Recommendation
CUP #09-07
Approved -
Continued

Dodge County recognizes that the science of air quality and odor mitigation will advance as more research is conducted. If Dodge County determines that sufficient scientific research on the proposed air quality/odor mitigation technology exists, and that air quality will be adequately protected, alternative types of bio-filters or other odor mitigation technology could be approved. However, enough area to allow construction of the University of Minnesota bio-filters meeting BAEU-18 specifications shall be maintained for each pit fan to allow installation, which can be required at a later date if determined necessary by the County Board.

(Note The Planning Commission recommended changes to Feedlot Advisory Report item 6 above on odor reduction.)

7. All MPCA permits in place and MPCA 7020.2100 followed for concrete construction.
8. Pre construction meeting to include owner, concrete contractor, professional engineer, MPCA and Dodge County Officials.
9. A photographic record needs to be submitted through the design engineer documenting the excavation and construction steps. The photographic record shall meet the MPCA 'Photographic Inspection of Concrete Manure Storage Pits' fact sheet.

Motion adopted unanimously.

Motion by Gray seconded by Tjosaas to approve of the following action of the Planning and Zoning Commission recommendation as reviewed on July 1, 2009 with the reasons, recommendations and conditions as found in the individual permit:

Planning Commission
Recommendation
CUP #09-08
Approved

Nature Energies Inc. – CUP #09-08

The second public hearing is to consider an application for a Conditional Use Permit to establish a Meteorological Tower in the Agricultural District. The property is 160 acres located in the NW ¼ of Section 16, Ripley Township. Nature Energies, Inc. is the applicant and Darrel Trom is the property owner.

The Planning Commission recommends approval of the Findings of Facts and Recommendations of the agenda report with the following conditions:

1. Dodge County Zoning Permit shall be obtained before construction.
2. Meteorological Tower shall be decommissioned by, and at the expense of the applicant within 60 days following the discontinuing of use.

Planning Commission
Recommendation
CUP #09-08
Approved -
Continued

Motion adopted unanimously.

Motion by Gray seconded by Tjosaas to approve of the following action of the Planning and Zoning Commission recommendation as reviewed on July 1, 2009 with the reasons, recommendations and conditions as found in the individual permit:

Planning Commission
Recommendation
CUP #09-09
Approved

Natures Energies Inc. – CUP #09-09

The third public hearing is to consider an application for a Conditional Use Permit to establish a Meteorological Tower in the Agricultural District. The property is 80 acres located in the W ½ of NW ¼ of Section 4, Westfield Township. Nature Energies, Inc. is the applicant and Darrel Trom is the property owner.

The Planning Commission recommends approval of the Findings of Facts and Recommendations of the agenda report with the following conditions:

1. Dodge County Zoning Permit shall be obtained before construction.
2. Meteorological Tower shall be decommissioned by, and at the expense of the applicant within 60 days following the discontinuing of use.

Motion adopted unanimously.

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

Legal Update

Commissioner Tjosaas provided a summary of the Human Services Committee report and action items.

Human Services
Committee Report

Motion by Tjosaas seconded by Gray to approve Human Services actions consistent with Human Services resolution #95-10:

Human Services
Resolution #95-10
Approved

- Authorize payment of all claims and bills received in the prior month.
- Approve all Financial Assistance case actions taken in the prior month.
- Approve all Social Services case actions taken in the prior month.
- Approve destruction of closed cases listed for destruction in the prior.

Motion adopted unanimously.

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

Administration
Committee Report

Motion by Tjosaas seconded by Gray to approve and authorize the June 16, 2009 Board of Appeal and Equalization meeting minutes as presented. *Motion adopted unanimously.*

06/16/09 Board of
Appeal &
Equalization Meeting
Minutes Approved

Motion by Gray seconded by Alberts to approve and authorize the June 23, 2009 Committee of the Whole meeting minutes as corrected on page 1. *Motion adopted unanimously.*

06/23/09 Committee
of the Whole Meeting
Minutes Approved

Motion by Alberts seconded by Gray to approve and authorize the June 23, 2009 meeting minutes as corrected on page 112. *Motion adopted unanimously.*

06/23/09 Meeting
Minutes Approved

Motion by Tjosaas seconded by Gray to approve and authorize the June 30, 2009 work session meeting minutes as presented. *Motion adopted unanimously.*

06/30/09 Work
Session Meeting
Minutes Approved

The Board reviewed the Accounting Services Director's request to approve a gambling permit for the Byron Sportsman and Conservation Club.

Gambling Permit
Approved

The Byron Sportsman and Conservation Club is requesting a gambling permit for raffles to be held on November 5, 2009. The raffles will take place at 60857 272nd Avenue, Mantorville, MN, this is their club location.

Motion by Alberts seconded by Tjosaas to approve and authorize a gambling permit for the Byron Sportsman and Conservation Club as requested. *Motion adopted unanimously.*

Commissioners provided their agency reports. Commissioner Hanson attended an EMS Joint Powers meeting, a WDI Joint Powers meeting, a Fairview Care Center meeting, three Trail meetings, a WDI meeting, a Planning and Zoning meeting, a Water Resource Joint Powers meeting and an HRC Joint Powers meeting. Commissioner Alberts attended a fair picnic and a Soil and Water meeting. Commissioner Gray attended a work session, a reception for the Sheriff, a Planning and Zoning meeting and a SCHRC meeting. Commissioner Erickson was not available to report his meeting attendance. Commissioner Tjosaas participated in a Semcac teleconference, attended a fair picnic and a Planning and Zoning meeting.

Agency Reports

Mr. McKnight informed the Board that they needed to go into an additional closed session to discuss the potential purchase of the Mantorville school property from the Kasson/Mantorville School District.

Closed Session to
Discuss Potential
Purchase of
Mantorville School
Property

Motion by Gray seconded by Alberts to go into closed session at 11:30 a.m. CDT for the purpose of discussing the potential purchase of Mantorville school property located at 721 Main Street North, Mantorville, MN from the Kasson/Mantorville School District. Present in the closed session were the four County Commissioners, County Attorney and County Administrator. *Motion adopted unanimously.*

The Chair reopened the meeting to the public at 11:55 a.m. CDT.

Meeting Reopened to
the Public

Motion by Alberts to offer \$200,000 to the Kasson/Mantorville School District for the school property located at 721 Main Street North, Mantorville with the buildings standing on the property and a deadline to accept of Monday, July 27, 2009 at 4:30 p.m. Motion failed due to lack of a second.

Motion to Make Offer
on K-M Middle
School Failed

Motion by Tjosaas seconded by Gray to offer \$225,000, with the buildings removed, to the Kasson/Mantorville School District for the school property located at 721 Main Street North, Mantorville. The deadline for accepting the offer is Monday, July 27th, 2009 at 4:30 p.m. CDT. *Motion adopted Hanson, Gray, Tjosaas aye, Alberts nay.*

Middle School Offer
Approved

Motion by Gray seconded by Tjosaas to adjourn the meeting at 11:59 a.m. CDT.
Motion adopted unanimously.

Meeting Adjourned

The next regular meeting of the Dodge County Board of Commissioners will be held on July 28, 2009 at 9:30 a.m. CDT.

Next Regular Meeting

ATTEST:

DAVID HANSON
CHAIR, COUNTY BOARD

BECKY LUBAHN
DEPUTY CLERK

DATED: