

REGULAR SESSION OF THE MOWER COUNTY  
BOARD OF COMMISSIONERS

June 1, 2021

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Regular Session June 1, 2021 at 1:00 p.m. at the Government Center in Austin, Minnesota.

All members present, viz: Polly Glynn, Chair  
Jerry Reinartz  
Mike Ankeny  
Jeff Baldus  
John Mueller  
Trish Harren, County Administrator

The meeting was opened with the Pledge of Allegiance.

Motion made by Commissioner Mueller, seconded by Commissioner Ankeny, to approve the agenda with the addition of considering quotes received to upgrade the cooling system in dispatch under general business. Motion carried.

Tim Penny, President, Southern Minnesota Initiative Foundation (SMIF) provided the Board with an annual program update. SMIF supports early childhood efforts, invests in entrepreneurships and provides small town grant programs. In 2020, \$4 million was invested in Mower County through various loans, grants, and programing for stronger kids, businesses and communities. Key focus areas for SMIF include economic development, early childhood and community vitality. A few examples of where funding goes is the Parenting Resource Center, AmeriCorps, LEAP Initiative, books for schools, loans to 7 businesses and 36 grants to small businesses.

The Board recessed at 1:16 p.m. for the purpose of a public hearing.

The Chair called the Public Hearing to order at 1:17 p.m. in regard to CUP #914 of Gary Jacobson and Paulette Huntley for an additional dwelling to be located in a mature wooded area located in Section 35, Red Rock Township.

Valerie Sheedy, Assistant Environmental Services Supervisor, (remote) reviewed the permit and Planning Commission recommendations.

The Petitioner was not present. No one spoke for or against CUP #914.

The Chair closed the Public Hearing at 1:25 p.m. in regard to CUP #914 of Gary Jacobson and Paulette Huntley for an additional dwelling to be located in a mature wooded area located in Section 35, Red Rock Township.

The County Board reconvened its regular session at 1:25 p.m.

**Date: June 1, 2021**

**Res. #39-21**

**RESOLUTION**

On motion of Commissioner Ankeny, seconded by Commissioner Mueller, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held June 1, 2021 at the Government Center, Austin, Minnesota.

**WHEREAS**, The Mower County Planning Commission, having presented to the Mower County Board of Commissioners, CUP #914, by Gary Jacobson and Paulette Huntley, Landowner(s), who have petitioned the Mower County Board of Commissioners to allow for the site to be used for:

Request is for additional single family dwelling to be located in a mature wooded area in Section 35 of Red Rock Township.

**Location:**

All that part of the W½ NE¼ Section 35-T103N-R17W, Mower County, Minnesota; described as follows:

Commencing at the northwest corner of the NE¼ of said Section 35; thence North 89°05'29" East a distance of 511.31 feet, on an assumed bearing on the north line of said NE¼, to the point of beginning;

thence South 00°39'09" East a distance of 773.00 feet;

thence North 89°05'29" East a distance of 450.81 feet;

thence North 00°39'09" West a distance of 773.00 feet, to a point on the north line of said NE¼;

thence South 89°05'29" West a distance of 450.81 feet, on the north line of said NE¼, to the point of beginning;

subject to highway easement on the north side thereof.

; and

**WHEREAS**, Notice having been duly given, a public hearing was held on the matter on May 25, 2021, at 7:00 p.m. in the Mower County Government Center, Board Room before the Mower County Planning Commission, on said petition; and

**WHEREAS**, Notice having been duly given, a public hearing was held on June 1, 2021 before the Mower County Board of Commissioners, on said petition; and

**WHEREAS**, the County Board has received the Findings of Fact; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mower County Board has reviewed, accepts and adopts the findings of fact of the Mower County Planning Commission in the five required areas, which is hereby adopted by reference and kept on file in the Office of Environmental Services; and

**BE IT FURTHER RESOLVED**, that said petition is hereby approved, as recommended by the Mower County Planning Commission with 13 conditions as follows:

1. A Zoning Permit shall be obtained prior to any construction of any structure on the property; and
2. An approved ISTS Design for the proposed septic system obtained and submitted prior to construction of the residence and/or any other structure; and
3. A secondary Type I system site shall be located for future placement and placed on a map and kept on file in the CUP file and homeowner's records. The area should be preserved and protected from compaction and/or construction or other damages. If a Type I septic system primary and secondary site(s) cannot be located on the proposed parcel, a variance is required before a zoning permit can be issued, or the site is not developable for residential purposes; and
4. Petitioner must sign and notarize the "Rural and Agricultural Home Owners Assumption of Risk Assessment Form" and have it recorded at the Mower County Recorder's Office; and
5. 911 addressing is required to be obtained through the Mower County Highway Dept. before construction if the site is not already assigned an E911 location; and
6. Access to the site via 230<sup>th</sup> Street must be approved by Red Rock Township;
7. Wetland Review required: Petitioner must contact the Mower County SWCD regarding the Wetland Conservation Act and provide the County a copy of one of the following:
  - a. A "No Loss Determination" (no wetlands on site).
  - b. A "Wetland Exemption" (the act does not apply).
  - c. A "Wetland Replacement Plan" approval.
8. The conditional use permit shall become void if the use is established, but then discontinued for a period of one (1) year. (Refer Section 14-36 Discontinuance). A conditional use permit shall become void two (2) years from the date of approval by the County Board if no construction has begun or the use has not been established. For the purposes of this provision, construction shall include the installation of footings, slab, foundation, posts, walls or other portions of a building. Site preparation, land clearing or the installation of utilities shall not constitute construction; and
9. If for any reason this parcel is subdivided; subdivision of the parcel(s) into smaller tracts, parcels, or lots shall comply with Mower County's subdivision ordinance and any other applicable governmental rules, regulations, and/or procedures in effect at that time.; and
10. Applicant shall follow all state and federal regulations regarding the proposed use; and
11. A violation of any condition set forth in a conditional use permit shall be a violation of this Ordinance and shall automatically terminate the permit (refer Section 14-35 Revocation); and
12. This permit is based upon representation given by the applicant during the hearing process and any misrepresentation presented in this process may be grounds for revoking the permit.
13. If there is a well located on the property that is not in use; it shall be properly abandoned.

This permit is issued in accordance with Article II, Division 2 Agricultural District, Section 14-18 (Conditional Use Permits) of the Mower County Zoning Ordinance (effective date 01/01/2003).

Passed and approved this 1<sup>st</sup> day of June, 2021.

Motion made by Commissioner Ankeny, seconded by Commissioner Baldus, to approve the minutes of May 25, 2021. Motion carried.

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

<u>Vendor Name</u>	<u>Amount</u>	<u>Vendor Name</u>	<u>Amount</u>
Anoka County Corrections	35,738.55	SGTS Inc	3,800.00
AUSTIN AUTOMOTIVE LLC	2,104.42	Stonebrooke Engineering, Inc	2,285.21
Complete Automotive Services	3,760.26	Vanguard Appraisals Inc	19,225.00
DDA Human Resources, Inc.	4,500.00	Ziegler, Inc	17,589.50
Hancock Concrete Products, Llc	6,132.40	45 Payments less than 2000	19,284.66
		<b>Final Total:</b>	<b>114,420.00</b>

Motion carried.

Quotes were received from two companies to upgrade the cooling system in dispatch.

Motion made by Commissioner Reinartz, seconded by Commissioner Mueller, to award the low quote of Harty Mechanical, Inc. for a mini-split system air handling upgrade for the dispatch area with a quote of \$8,853. Motion carried.

Under miscellaneous correspondence, it was noted that Hasting Shoes had sent a note of thanks for the County's support. It was also noted that the County has received the first installment of the American Rescue Act funds totaling \$3,890,787.

On behalf of the Personnel Committee Commissioner Glynn reported that the Committee had received a market analysis report from DDA & Associates, which indicates that Mower County's positions and compensation are in line with the market. Commissioner Reinartz reported that the Committee had reviewed the request of the County Attorney to increase support staff to address the excess workload that has increased and is expected to increase over the next year with the backlog of court trials.

Motion made by Commissioner Reinartz, seconded by Commissioner Ankeny, to promote the Legal Secretary (Sara Moe) to a Paralegal position effective immediately and amend the 2021 staffing levels to reflect the change. Motion carried.

Motion made by Commissioner Reinartz, seconded by Commissioner Ankeny, to add an additional Paralegal position in the office of the County Attorney effective immediately and to amend the 2021 staffing levels to reflect the addition of the paralegal position. Motion carried.

Under Building Committee is was noted that the bollards are coming, the Jersey barriers will disappear, the jail dishwasher lease agreement/delivery of dishwasher has not yet been finalized and maintenance staff has been reviewing a roof leak at the 4-H building.

Under other committee reports, Commissioner Baldus noted that the Emergency Operations Center has discontinued meeting in person on a weekly basis unless a need arises. Updates will be sent via email. It was noted that the Senior Center is hosting a grand reopening today. Commissioner Ankeny reported that Community Health Services had met

and that public health is being creative in ways to host Covid-19 vaccination clinics and reaching a variety of diverse populations. The Austin/Mower County Home Ownership Fund Board had met and received its annual financials. The Extension Committee has been reviewing the criteria for hiring staff for the local office.

Motion made by Commissioner Baldus, seconded by Commissioner Ankeny, to adjourn the meeting at 2:00 p.m. Motion carried. The next meeting is scheduled for June 8, 2021 at 9:00 a.m.

**THE MOWER COUNTY BOARD OF COMMISSIONERS**

**BY:** \_\_\_\_\_  
**Chairperson**

**Attest:**

**By:** \_\_\_\_\_  
**Clerk/Administrator**

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