

FARIBAULT COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
MARCH 15, 2022

The Faribault County Board of Commissioners met in regular session at the Courthouse in the City of Blue Earth at 9:00 a.m. on March 15, 2022. The following members were present: Tom Loveall, Bruce Anderson, Bill Groskreutz, John Roper, and Greg Young Commissioners. Auditor/Treasurer/Coordinator Darren Esser, Acting Clerk to the Board Sarah Van Moer, members of the public K. Mertens, and M. Steele also attended. Participating virtually were Faribault County employees J. Blair, G. Paschke, K. Anderson, L. Scholten, S. Hauskins, and S. Asmus.

The meeting was called to order by Chair Young.

The pledge of allegiance was recited.

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Loveall/Anderson motion carried unanimously to approve the synopsis and official proceedings of the March 1, 2022 regular and drainage meetings.

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Groskreutz/Roper motion carried unanimously to approve the agenda of March 15, 2022.

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The calendar was updated.

No members of the public appeared during public comment.

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Committee reports were given. Groskreutz reported on the AMC Legislative Conference, Toward Zero Deaths, annual township meetings for Clark and Dunbar, and an AMC Legislative update meeting. Roper reported on Public Works business including the parks meeting, and annual township meetings for Elmore, Rome, Emerald, and Blue Earth. Anderson reported on the parks meeting, GBERBA, annual township meetings, MRCI, and the AMC Legislative update meeting. Loveall reported on annual township meetings for Barber and Lura, and Region Nine.

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Jeremy Monahan met virtually regarding Prairie Lakes Transit.

Groskreutz/Loveall motion carried unanimously to approve a short-term loan of \$60,000.00 to Prairie Lakes Transit to pay for the two new replacement vehicles acquired until the reimbursement from MnDOT comes through.

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Nathan Carr met regarding Soil & Water.

Loveall/Anderson motion carried unanimously to approve the updated contract for services with the Soil & Water Conservation District (SWCD) retroactive to 1/1/22.

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Loria Rebuffoni met regarding Planning & Zoning business. David Gross from ITC Midwest joined the meeting virtually.

Groskreutz/Roper motion carried unanimously to adopt Resolution 22-PZ01-29 issuing a conditional use permit to ITC Midwest LLC, and Scott & Susan Seiberlich for a substation control enclosure. Commissioners Groskreutz, Roper, Anderson, Loveall, and Young voted yes.

R E S O L U T I O N

CONDITIONAL USE PERMIT
ITC Midwest LLC, Scott & Susan Seiberlich
Township, Section 13-104-24
#02-22-81

WHEREAS: According to the Faribault County Zoning Ordinance, ITC Midwest LLC, Scott & Susan Seiberlich have requested a Conditional Use Permit for Substation Control Enclosure

The proposed project is located in the A-2 Agricultural District located in:

Real property situated in the County of Faribault, State of Minnesota, and described as follows:

The South 666.00 Feet of the West 666.00 Feet of the Southwest Quarter of the Northwest Quarter of Section 13, Township 103 North, Range 24 West of the Fifth Principal Meridian Faribault County, Minnesota

WHEREAS: According to the Faribault County Zoning Ordinance, Section 16 – Subdivisions (4–6), the Planning Commission has made its recommendation based on findings with respect thereto and all facts in connection therewith and has designated conditions deemed necessary for the protection of public interest.

WHEREAS: The Planning Commission finds that:

1. The proposed use of the property will not have an adverse impact on health, safety and the general welfare or be injurious to the use and enjoyment of other properties and residents for purposes already permitted in the surrounding neighborhood.
2. The proposed use meets the standards of the Faribault County Zoning Ordinance including that the use is allowed with a Conditional Use Permit in the designated zoning district in which it is proposed.

3. The proposed use will not have an adverse impact on traffic conditions, or that additional measures are being proposed in regard to access roads, traffic conditions, traffic congestion, and traffic hazard.
4. There are adequate public or private facilities and services in place or are being proposed to support the proposed use in regard to water supply, electricity, sewer services, lighting, public services, site drainage and off-street parking.
5. If the proposed use requires storage of materials, that adequate disposal measures are in place.
6. The proposed use will not have an adverse effect on the environment including impacts on the groundwater, surface water, soils, and air quality.
7. The proposed use will not substantially diminish and impair property values within the immediate vicinity and is compatible with the existing neighborhood.
8. The proposed use will not hinder the normal and orderly development and improvement of surrounding properties in the surrounding neighborhood for the uses predominate to the area.
9. The proposed use will have adequate measures in place to prevent or control offensive odors and/or fumes, dust, noise, and vibration, so that none of these will be a disturbance to neighboring properties.
10. If the proposed use requires any additional necessary facilities that they are identified in the permit.

NOW THEREFORE BE IT RESOLVED that the Faribault County Board of Commissioners approve a Conditional Use Permit to ITC Midwest LLC, Scott & Susan Seiberlich in the A-2 Agricultural District for Substation Control Enclosure with the following conditions:

1. All County, State, Federal laws, regulations, and ordinances shall be complied with, and site must be in compliance with all necessary permits and setbacks.
2. Security lighting and fencing must be maintained and be kept in working condition by the applicants, as applicable.
3. Applicants must apply for a 911 address and driveway permit.
4. A Minnesota Pollution Control Agency (MPCA) Stormwater permit is required prior to construction.

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Mark Daly met regarding Public Works business.

Groskreutz/Loveall motion carried unanimously to accept the low bid of \$86,125.00 from Traffic Marking Service for CP 22-600-10 2022 Striping. One other bid was received for \$89,110.00 from Sir Lines-A-Lot.

Groskreutz/Loveall motion carried to accept the low bid of \$363,000.00 from HG Meigs for CP 22-600-01 2022 Seal Coat Oil. Young voted no. One other bid from Flint Hills Resources was rejected for not submitting a bid bond.

Groskreutz/Anderson motion carried unanimously to accept the low bid of \$27,664.00 from MP Asphalt Maintenance for CP 22-600-20: 2022 Crack Sealing. Bids were received from Asphalt Surface Technologies Corp for \$65,702.00 and Fahrner Asphalt Sealers, LLC - Eau Claire for \$79,667.38.

Groskreutz/Loveall motion carried unanimously to adopt Resolution 22-RB04-28 entering into an agreement with MnDOT for lighting systems. Commissioners Groskreutz, Roper, Anderson, Loveall, and Young voted yes.

R E S O L U T I O N

For Lighting Maintenance Agreement

IT IS RESOLVED that the County of Faribault enter into MnDOT Agreement No. 1049313 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for ownership, maintenance and operation of the Lighting System on Trunk Highway No. 169 at Faribault County State Aid Highways No. 2, No. 4 and No. 52. The contract construction is to be performed under State Project No. 2207-118 (T.H. 169=005).

IT IS FURTHER RESOLVED that the County Board Chair and the Auditor/Treasurer/Coordinator are authorized to execute the Agreement and any amendments to the Agreement.

Groskreutz/Anderson motion carried unanimously to adopt Resolution 22-RB03-27 authorizing the Public Works Director to apply for an Outdoor Recreation Grant for Pihl's Park. Commissioners Groskreutz, Roper, Anderson, Loveall, and Young voted yes.

R E S O L U T I O N

Outdoor Recreation Grant Terms and Conditions

BE IT RESOLVED that Faribault County act as legal sponsor for the project contained in the Outdoor Recreation Grant application to be submitted on March 31, 2022 and that Mark Daly is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of Faribault County.

BE IT FURTHER RESOLVED that the applicant has read the Conflict of Interest Policy contained in the Outdoor Recreation Grant Program Manual and, upon discovery,

certifies it will report to the State any actual, potential, or perceived individual or organizational conflicts of interest to the application or grant award.

BE IT FURTHER RESOLVED that Faribault County has the legal authority to apply for financial assistance, and it has the financial capability to meet the match requirement (if any) and ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

BE IT FURTHER RESOLVED that Faribault County has not incurred any development costs and has not entered into a written purchase agreement to acquire the property described in the Cost Breakdown section on this application.

BE IT FURTHER RESOLVED that Faribault County has or will acquire fee title or permanent easement over the land described in the site plan included in the application.

BE IT FURTHER RESOLVED that, upon approval of its application by the State, Faribault County may enter into an agreement with the State for the above-referenced project, and that Faribault County certifies that it will comply with all applicable laws and regulations as stated in the grant agreement including dedicating the park property for uses consistent with the funding grant program into perpetuity.

NOW, THEREFORE BE IT RESOLVED that THE PUBLIC WORKS DIRECTOR is hereby authorized to execute such agreements as necessary to implement the project on behalf of the applicant.

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Gertrude Paschke met regarding Assessor's Office business.

Loveall/Anderson motion carried unanimously to grant Heartland Senior Living in Winnebago, parcel number 31.034.0130, a property tax abatement and to move forward with Exemption Status at the site.

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Loveall/Anderson motion carried unanimously to approve the training request from M. Eckhardt to attend a 3-day Karpel Solutions National User Group Meeting in St. Louis, MO.

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Groskreutz/Roper motion carried unanimously to approve the training request from E. Bonin to attend a 3-day Minnesota Fraud Investigators Association Spring Conference in Nisswa.

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Anderson/Roper motion carried unanimously to approve the training requests from M. Purvis and B. Bonin to attend a 3-day Special Operations Training Association Conference in St. Cloud; and L. Scholten to attend a 3-day AMC Leadership Summit in Nisswa.

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Anderson/Groskreutz motion carried unanimously to pay the following bills:

Auditor warrants for February 1 to February 28, 2022 totaling \$2,737,460.47 as follows:

Auditor Warrant Approval List for February 1 through February 28, 2022

| Date | Amount | Description |
|-----------------|--------------|------------------------|
| 2/3/2022 Total | 1,200,678.52 | Auditor Warrants |
| 2/10/2022 Total | 170,460.77 | Auditor Warrants |
| 2/17/2022 Total | 284,230.44 | Auditor Warrants |
| 2/24/2022 Total | 1,082,090.74 | Auditor Warrants |
| Grand Total | 2,737,460.47 | Total Auditor Warrants |

ACH-EFT warrants for February 1 to February 28, 2022 totaling \$1,141,473.44 as follows:

ACH/EFT Approval List for February 1 through February 28, 2022

| Date | Amount | Description |
|-----------------|--------------|-----------------------|
| 2/1/2022 Total | 174,346.60 | Commissioner Warrants |
| 2/3/2022 Total | 20,353.09 | Auditor Warrants |
| 2/10/2022 Total | 4,534.05 | Auditor Warrants |
| 2/15/2022 Total | 324,712.57 | Commissioner Warrants |
| 2/17/2022 Total | 16,130.42 | Auditor Warrants |
| 2/24/2022 Total | 601,396.71 | Auditor Warrants |
| Grand Total | 1,141,473.44 | Total ACH/EFT Warrant |

Audit list and auxiliary totaling \$450,843.92 as follows:

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|-------------------------|--------------|
| GENERAL REVENUE FUND | \$ 87,790.12 |
| PUBLIC WORKS FUND | 38,204.07 |
| HUMAN SERVICES FUND | 221,789.58 |
| DEBT SERVICE FUND | 28,500.00 |
| DITCH FUND | 69,001.19 |
| FORFEITED TAX SALE FUND | 184.00 |
| SETTLEMENT AGENCY FUND | 4,574.00 |
| NON REV/DISB A FUND | 800.96 |
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| | \$450,843.92 |

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The meeting was adjourned for March 2022.

Greg Young, Chair

Sarah Van Moer, Acting Clerk to the Board

03-15-22

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