

FARIBAULT COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
MARCH 19, 2024

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 19, 2024. The following members were present: Tom Loveall, Bill Groskreutz, John Roper, and Greg Young Commissioners. County Coordinator Brian Hov, County Attorney Cameron Davis, Deputy Tom Elmer, Acting Clerk to the Board Sarah Van Moer, and members of the public K. Mertens, T. Acosta, and M. Steele also attended. Commissioner Bruce Anderson appeared via interactive technology due to traveling to Florida. Participating virtually were Faribault County employees A. Wachlin, T. Hanevik, L. Mehrhof, B. Rauenhorst, L. Frommie, E. Skaden, S. Asmus, M. Sonnek, K. Brummond, M. Lore, L. Adams, D. Wick, and A. Shoff.

The meeting was called to order by Chair Groskreutz.

The pledge of allegiance was recited.

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Young/Anderson motion carried unanimously to approve the synopsis and official proceedings of the March 5, 2024 regular and drainage meetings. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

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Loveall motion died for lack of a second to add a discussion regarding the auditor/treasurer to the agenda.

Young/Roper motion carried unanimously to approve the agenda of March 19, 2024. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

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The calendar was updated.

No public comment was received.

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Committee reports were given. Roper reported on the. One Watershed One Plan Blue Earth River meeting he attended for Anderson, workforce, and MVAC. Young reported on Huntley Sewer Service District. Anderson reported on Prairieland. Groskreutz reported on health and human services exec, TZD, state community health, AMC EMS task force work group, township elections and meetings, Prairieland, MVAC, and a request from a Minnesota Lake city council member for building demolition funding assistance.

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Employee Years of Service recognition awards were presented to Linda Adams, Peter Olson, Denise Eisenmenger, and Jana Sanders for one year of service; Nick Bleess for five years of service; Briar Bonin and Eric Neubauer for ten years of service; and John Roper for 15 years of service.

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Planning and Zoning Administrator Sara Hauskins and Mitch Kleist of Northern Natural Gas met regarding a Conditional Use Permit for a natural gas substation.

Young/Loveall motion carried unanimously to approve Resolution 24-PZ01-22 for a Conditional Use Permit for Northern Natural Gas/Jeff Pfaffinger. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

R E S O L U T I O N

CONDITIONAL USE PERMIT
Northern Natural Gas/Jeffrey Pfaffinger
Jo Daviess Township, Section 12-102-28
#02-24-89

WHEREAS: According to the Faribault County Zoning Ordinance, Northern Natural Gas/Jeff Pfaffinger have requested a Conditional Use Permit for a Natural Gas Substation.

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

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

Northeast Quarter of Section 12, Township 102 North, Range 28 West, Faribault County, Minnesota. Said easement is described as follows:

A perpetual easement for pipeline facilities purposes over, under, and across that part of the Northeast Quarter of Section 12, Township 102 North, Range 28 West, Faribault County, Minnesota. Said easement is described as follows:

Commencing at the northeast corner of said Northeast Quarter; thence South 00 degrees 11 minutes 58 seconds West. bearings based on the Faribault County, MN coordinate system, along the east line of said Northeast Quarter, a distance of 2002.05 feet; thence North 89 degrees 48 minutes 02 seconds West, a distance of 33.00 feet to the westerly right-of-way line of 370th Avenue and the point of beginning of said easement to be described; thence South 00 degrees 11 minutes 58 seconds West, along said westerly right-of-way line, a distance of 150.00 feet; thence North 89 degrees 48 minutes 02 seconds West, a distance of 125.00 feet; thence North 00 degrees 11 minutes 58 seconds East, a distance of 150.00 feet;

thence South 89 degrees 48 minutes 02 seconds East, a distance of 125.00 feet to the point of beginning.

EXCEPTING THEREFROM:

The Valve Site Easement as described in Doc. No. 335997 & 335604 which is described as follows:

A perpetual easement for pipeline purposes over, under and across that part of the Northeast Quarter of Section 12, Township 102 North, Range 28 West, Faribault County, Minnesota, described as follows:

Commencing at the northeast corner of said Northeast Quarter of Section 12; thence South 00 degrees 11 minutes 58 seconds West, bearings based on Faribault County, Minnesota Coordinate System, along the east line of said Northeast Quarter a distance of 2101.87 feet; thence North 89 degrees 48 minutes 02 seconds West a distance of 53.72 feet to a set rebar marked with P.L.S. No. 22033 and the point of beginning of said easement to be described; thence South 26 degrees 04 minutes 06 seconds East a distance of 30.00 feet to a set rebar marked with P.L.S. No. 22033; thence South 63 degrees 55 minutes 54 seconds West a distance of 30.00 feet to a set rebar marked with P.L.S. No. 22033; thence North 26 degrees 04 minutes 06 seconds West a distance of 30.00 feet to a set rebar marked with P.L.S. No. 22033; thence North 63 degrees 55 minutes 54 seconds East a distance of 30.00 feet to said point of beginning.

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 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, soil, 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 Northern Natural Gas/Jeffrey Pfaffinger in the A-2 Agriculture District for a natural gas substation with the following conditions:

1. All County, State, Federal laws, regulations, and ordinances shall be complied with, and the site must be in compliance with all necessary permits and setbacks.
2. Applicants must apply for an E911 address.
3. Applicants must apply for a Zoning permit prior to any construction.
4. A review of the CUP will be completed by the Planning and Zoning Department every two years.

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Planning and Zoning Administrator Sara Hauskins presented an annual feedlot review completed by the MPCA.

Roper/Anderson motion carried unanimously to accept and approve the 2023 Faribault County Feedlot Officer (CFO) Annual Report. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

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Discussion was held regarding the request for a liquor license renewal for the Golden Bubble, action was tabled until after the break.

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David Wing with Congressman Finstad's office presented legislative updates.

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Veterans Service Officer Jenna Schmidtke met to discuss a recent trip to Washington D.C. for a National Association of County Veterans Service Officers Leadership Summit.

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GIS Coordinator Brandee Douglas met regarding office business.

Young/Loveall motion carried unanimously to approve the hire of a GIS intern for 140-200 hours funded by the GIS department and Recorder compliance funds.

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GIS Coordinator Brandee Douglas and County Surveyor Joe Haefner met regarding a grant to update Public Land Survey System land corners in the county.

Roper/Loveall motion carried unanimously to approve Resolution 24-CB-23 authorizing the submittal of a proposal to MnGeo for the Minnesota PLSS Monument Grant Program. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

R E S O L U T I O N

Authorization to submit a proposal to Minnesota IT Services Office of Minnesota Geospatial Information (MnGeo) for a project to restore, maintain, and update Public Land Survey System (PLSS) land corners in Faribault County, Minnesota.

WHEREAS, in 2023 the Minnesota Legislature, through MN Statute §381.125, directed the Minnesota Geospatial Information Office (MnGeo) to develop a grant program for the perpetuation of Public Land Survey System (PLSS) monuments; and

WHEREAS, Faribault County is responsible for maintaining the PLSS; and

WHEREAS, Faribault County has identified T101N R26W and T104N R24W as a project area; and

WHEREAS, the proposal titled “Faribault County T101N R26W + T104N R24W Remonumentation Project” may request up to the amount of \$300,000 in grant funding to restore, maintain and update PLSS land corners.

NOW THEREFORE, BE IT RESOLVED, that the Faribault County Board of Commissioners authorizes the appropriate county officials to submit a proposal to MnGeo for the Minnesota PLSS Monument Grant Program and if awarded, authorizes the appropriate county officials to accept the grant and enter into the necessary agreements beginning in February 2024 and running through March 31, 2026.

Loveall/Young motion carried unanimously to approve the \$2,000 surety bond from Joe Haefner, appointed county surveyor. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

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Applicant Savanna Moler met regarding the liquor license request for the Derby Inn.

Young/Anderson motion carried unanimously to approve a liquor license for the Derby Inn, LLC through March 31, 2025. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

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Taylor Doering and Dennis Wick met regarding Public Works business.

Loveall/Anderson motion carried unanimously to approve the low bid from Henry G Meigs, LLC in the amount of \$422,240.00 for 2024 Seal Coat project. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

Young/Roper motion carried unanimously to approve the low bid from Sir Lines-A-Lot, LLC in the amount of \$135,220.10 for the 2024 Striping project. Commissioners Loveall, Anderson, Roper, Young, and Groskreutz voted yes.

Anderson/Roper motion carried to approve the license agreement with Mark Gregor to install and maintain a 15” tile in the right of way of CSAH 20 in Minnesota Lake Township pending review by the county attorney. Commissioners Anderson, Young, and Roper voted yes, Loveall and Groskreutz voted no.

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Anderson/Roper motion carried to amend the liquor license application per the owner’s request to \$325 for intoxicating liquor on-sale full year and Sunday on-sale liquor license and approve the liquor license renewal for the Golden Bubble through March 31, 2025. Commissioners Anderson, Young, Roper, and Groskreutz voted yes, Loveall voted no.

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Roper/Young motion carried unanimously to appoint Tammy Emery as interim Auditor/Treasurer. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

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Roper/Anderson motion carried unanimously to approve Resolution 24-CB-24 authorizing Tammy Emery and Nadia Lane to make electronic funds transfers on behalf of Faribault County. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

RESOLUTION

WHEREAS, Minnesota Statute 471.38, allows for the use of electronic fund transfer as a means of making various payments,

WHEREAS, a local government may make an electronic funds transfer for the following:

- a. For a claim for payment of payroll or investment of excess money;
- b. For a payment of tax or aid anticipation certificates;
- c. For a payment of contributions to pension or retirement fund;
- d. For vendor payments; and
- e. For payment of bond principal, bond interest and a fiscal agent service charge from the debt redemption fund.

WHEREAS, the County board shall annually delegate the authority to make electronic funds transfers to the County Auditor/Treasurer and the County Senior Treasurer Clerk.

THEREFORE, BE IT RESOLVED, that the Faribault County Board delegates the authority to make electronic funds transfers in 2024 to Tammy Emery, Faribault County Auditor/Treasurer and Nadia Lane, Faribault County Senior Treasurer Clerk.

BE IT FURTHER RESOLVED, that the County Auditor/Treasurer or Senior Treasurer Clerk will:

- a. provide a certified copy of this resolution to the disbursing bank;
- b. provide a list of all transactions made by electronic fund transfer to the County Board at its next regularly scheduled meeting.

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Anderson/Roper motion carried unanimously to approve Tammy Emery and Nadia Lane as signers for the county's Minnesota Association of Governments Investing for Counties account, Wells Fargo Advisors account, and for the county's main checking, lock box, payment

processing, and over remittance accounts at First Bank Blue Earth. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

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Young/Anderson motion carried unanimously designating the county coordinator as the authorized officer of the US Bank credit card account. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

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Anderson/Roper motion carried unanimously to approve the request to issue a credit card to Amanda Shoff with a limit of \$2,500 for uses approved in the Faribault County Credit Card Policy. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

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Loveall/Young motion carried unanimously to approve the training requests from I. Nelson to attend an Assessment Laws & Procedures class in St. Cloud, M. Lore, D. Anderson, and L. Schonborn to attend MN Assoc. of Drainage Inspectors Biannual Meeting in St. Cloud, M. Murphy to attend a Taser Instructor Course in Rogers, B. Gehrking to attend Canine Legal Updates in Arden Hills, and J. Peterson and V. Do to attend an AR-15/M-16 Armorer Course in Grand Rapids. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

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Loveall/Young motion carried unanimously to approve the training request from M. Leschefske to attend the Karpel Solutions National User Group meeting in St. Louis, MO. Commissioners Anderson, Young, Roper, Groskreutz, and Loveall voted yes.

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Young/Loveall motion carried unanimously to pay the following bills:
Commissioners Young, Roper, Groskreutz, and Loveall voted yes. Anderson abstained from voting.

Auditor warrants for February 1 to February 29, 2024 totaling \$963,844.70 as follows:

Auditor Warrant Approval list for February 1-29th, 2024		
WARRANT DATE	AMOUNT	DESCRIPTION
02/01/24 Total	3,407.47	
02/08/24 Total	357,215.66	
02/13/24 Total	85,411.18	
02/15/24 Total	199,190.81	
02/22/24 Total	178,708.85	
02/26/24 Total	90,893.20	
02/28/24 Total	155.75	
02/29/24 Total	50,487.77	
02/07/24 Total	(1,625.99)	
Grand Total	963,844.70	

ACH-EFT warrants for February 1 to February 29, 2024 totaling \$1,516,973.96 as follows:

ACH - EFT approval list for February 1-29th, 2024

WARRANT DATE	AMOUNT	
02/01/24 Total	256.36	
02/06/24 Total	1,076,233.19	
02/08/24 Total	250,489.93	
02/13/24 Total	3,223.80	
02/15/24 Total	55,624.98	
02/20/24 Total	125,234.60	
02/22/24 Total	2,372.04	
02/29/24 Total	3,539.06	
Grand Total	1,516,973.96	

Audit list and auxiliary totaling \$ 597,375.11 as follows:

GENERAL REVENUE FUND	\$ 244,151.33
PUBLIC WORKS FUND	78,960.22
HUMAN SERVICES FUND	244,961.00
ECONOMIC DEV AUTH	673.00
COUNTY LIBRARY FUND	5,962.00
DEBT SERVICE FUND	1,050.00
DITCH FUND	18,762.73
HUNTLEY SEWER DISTRICT	332.00
FORFEITED TAX SALE FUND	46.00
NON-REV/DISB A	2,476.83
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	\$ 597,375.11

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The meeting was adjourned for March 2024.

Bill Groskreutz, Chair

Sarah Van Moer, Acting Clerk to the Board