

FARIBAULT COUNTY  
BOARD OF COMMISSIONERS  
OFFICIAL PROCEEDINGS  
AUGUST 20, 2019

The Faribault County Board of Commissioners met pursuant to the recess of August 6, 2019 at the Courthouse in the City of Blue Earth at 9:00 a.m. on August 20, 2019. The following members were present: Bill Groskreutz, Tom Loveall, John Roper, Tom Warmka, and Greg Young Commissioners. County Auditor/Treasurer/Coordinator Darren Esser, County Attorney Kathryn Karjala, Central Services Director Lexi Scholten, and Acting Clerk to the Board Clara Vereide were also present.

The meeting was called to order by Chair Groskreutz. The pledge of allegiance was recited.

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Warmka/Young motion carried unanimously to approve the synopsis and official proceedings of the August 6, 2019 regular and drainage authority meetings.

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Warmka/Roper motion carried unanimously to approve the agenda of August 20, 2019.

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The calendar was updated. During public Nancy Peterson, landowner on CD21 project, appeared to make comment. Dwight Olson, representing his mother-in-law, also spoke regarding CD21.

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Minnesota Rural Counties Executive Director Dan Larson met to inform the board about their group.

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Veteran Services Officer Jenna Schmidt met regarding office business. Discussion was held regarding 2020 budget.

Warmka/Roper motion carried unanimously to approve Resolution 19-CB-37 entering into a grant contract with the Minnesota Department of Veterans Affairs to conduct the County Veterans Service Office Operational Enhancement Grant program. Commissioners Groskreutz, Loveall, Roper, Warmka, and Young voted yes.

**RESOLUTION**

**BE IT RESOLVED** by Faribault County that the County enter into the attached grant contract with the Minnesota Department of Veterans Affairs (MDVA) to conduct the following program: County Veterans Service Office Operational Enhancement Grant Program. The grant must be used to provide outreach to the county's veterans; to assist in the reintegration of combat veterans into society; to collaborate with other social service agencies, educational institutions, and other community

organizations for the purposes of enhancing services offered to veterans; to reduce homelessness among veterans; and to enhance the operations of the county veterans service office, as specified in Minnesota Laws 2019, Chapter 10, Article 1, Section 37, Subdivision 2. This grant should not be used to supplant or replace other funding.

**BE IT FURTHER RESOLVED** by the Faribault County that Jenna R. Schmidtke, the County Veterans Service Officer, be authorized to execute the attached grant contract for the above-mentioned program on behalf of the County.

**THEREFORE, BE IT RESOLVED**, the above resolution was adopted at a regular meeting of the County Board this 20th day of August 2019.

Veteran Service Office Secretary Ellen Eckhardt was introduced to the board.

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Central Services Director Lexi Scholten met regarding office business.

Warmka/Roper motion carried unanimously to continue the process of replacing the current short-term disability benefit with an additional \$20,000 in basic life insurance making a total of \$30,000 basic life insurance benefit.

Roper/Loveall motion carried to approve cell phone stipend for Brady Hanevik and Lexi Scholten. Commissioner Warmka voted no.

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Faribault County Historical Society members appeared to present their annual summary. Bill Paul, Ann Hanna, Lil Robinson, Randy Anderson (Executive Director), Karen, Asmus, AB Russ, Jean Paul, and Lloyd Koestler attended.

Roper/Warmka motion carried unanimously to approve a \$10,000 donation to the Faribault County Historical Society for 2019.

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Public Works Director Mark Daly met regarding office business. The annual report summary letter was presented.

Warmka/Roper motion carried unanimously to approve a 2019-2020 salt quotes from Central Salt, LLC of Elgin IL at \$93.24 per ton. One other quote was received by Compass Minerals America, Inc. of Overland Park KS for \$107.81 per ton.

Warmka/Roper motion carried unanimously to approve a policy for township signs installed and provided by the Faribault County Public Works.

Loveall/Roper motion carried unanimously to approve a Children at Play sign policy.

Warmka/Young motion carried unanimously to allow Walter Fire Department to use the house at Pihl's Park for fire training.

Construction update was given.

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Planning and Zoning Administrator Loria Rebuffoni met regarding office business.

Warmka/Young motion carried unanimously to approve Resolution 19-PZ06-38 granting a conditional use permit to Ashley Ignaszewski to sell motor vehicles, including used trucks and trailers in Dunbar Township. Commissioners Groskreutz, Loveall Roper, Warmka, and Young voted yes.

### **RESOLUTION**

Ashley Ignaszewski  
Dunbar Township, Section 23-104N-24W  
#07-19-68

**WHEREAS,** according to the Faribault County Zoning Ordinance, Ashley Ignaszewski, has requested a conditional use permit to sell motor vehicles, including used trucks and trailers.

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

That part of the W ½ NW ¼ of Section 23, T104N, R24W, Faribault County, Minnesota, described as follows:

Commencing at the northwest corner of said NW ¼; thence South 00°28'33" East, on an assumed bearing on the west line of said NW ¼, a distance of 1269.10 feet, to the point of beginning;

thence North 88°56'13" East, a distance of 486.89 feet;

thence South 00°29'39" East, a distance of 506.40 feet;

thence North 88°02'45" West, a distance of 487.47 feet to the west line of said NW ¼;

thence North 00°28'33" West, a distance of 480.74 feet to the point of beginning;

Subject to public road easement of the west side of said tract.

**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 Ashley Ignaszewski, in the A-2 General Agriculture District with the following conditions:

1. This conditional use permit only authorizes the use as specifically described in the submitted application.
2. Any signage for the business shall be in compliance with Section 15, B – Sign Regulations of the Faribault County Zoning Ordinance and any county road restrictions. Applicant must work with Staff to evaluate compliance of existing signage and make adjustments if needed.
3. All County, State, and Federal laws, regulations, and ordinances shall be complied with, and site must be in compliance with all necessary permits.

4. A review of the conditional use permit will be completed by the Planning and Zoning Department every two years and a Maintenance Fee of \$50.00 shall be paid every two years as long as the conditional use is in effect starting August 20, 2021.

Roper/Young motion carried unanimously to approve Resolution 19-PZ07-39 granting a conditional use permit to Larry Twedt to allow for a feedlot with more than 1,000 animal units in Rome Township. Commissioners Groskreutz, Loveall, Roper, Warmka, and Young voted yes.

## **RESOLUTION**

Larry Twedt  
Rome Township, Section 21-101-26  
#07-19-69

**WHEREAS,** according to the Faribault County Zoning Ordinance, Larry Twedt has requested a conditional use permit to allow for a feedlot with more than 1,000 Animal Units (AU).

The proposed project is in the A-2 General Agriculture District located at:  
Section 21, Twp – 101, Range – 026 5.00 ac; E466.69’ of S466.69’ of SE 1/4

**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 have not 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 Larry Twedt, in the A-2 General Agriculture District with the following conditions:

1. This conditional use permit allows for the expansion of an existing feedlot with more than 1,000 Animal Units (AU) as required by the Faribault County Zoning ordinance and outlined in the application.
2. SSTS installation, compliance and maintenance must be performed in accordance with Section 23 of the Faribault County Zoning Ordinance and MN Statutes 7080. Completed and approved septic application must be submitted at the time of need as determined by the applicant and/or County.
3. Applicant must apply for a Water Appropriation Permit with the MN DNR.
4. Applicant shall not violate any state, federal, or local statute, rules, ordinances, or regulations enforced or imposed by any entity.
5. Owner/Operator must stay in compliance with MPCA rules and permitting.
6. A review of the conditional use permit will be completed by the Planning and Zoning Department every two years and a maintenance fee of \$50.00 shall be paid every two years as long as the conditional use is in effect starting August 20, 2021.

This conditional use permit is contingent on Minnesota Pollution Control Agency (MPCA) State Feedlot Permit approval.

Warmka/Young motion carried unanimously to approve Resolution 19-PZ08-40 that revises Resolution 19-PZ02-07 passed March 19, 2019 a conditional use permit to Chris Schumann with the change “to sell and repair motor vehicles and agricultural related equipment” to meet state requirements. Commissioners Groskreutz, Loveall, Roper, Warmka, and Young voted yes.

## **RESOLUTION**

Chris Schumann  
Kiester Township, Section 10-101-24  
#02-19-65

**WHEREAS**, according to the Faribault County Zoning Ordinance, Chris Schumann, has requested a Conditional Use Permit to sell and repair motor vehicles and agricultural related equipment.

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

That part of the Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) of Section Ten (10) in Township One Hundred One (101) North, Range Twenty-four (24) West of the Fifth Principle Meridian in the County of Faribault and State of Minnesota, described as follows:

Commencing at the Southwest Corner of said Section Ten (10) thence on an assumed bearing of North, along the West line of said section, a distance of 1648.60 feet to a spike in the paving, said spike being the point of beginning of the tract to be described; thence continuing North, along said West line, a distance of 527.00 feet to an iron monument; thence East a distance of 533.00 feet to an iron monument; thence South parallel with said West line, a distance of 527.00 feet to an iron monument, thence West, a distance of 533 feet to the point of beginning. Said tract continuing 6.45 acres, more or less.

**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 Chris Schumann, in the A-2 General Agriculture District with the following conditions:

1. This conditional use permit only authorizes the use as specifically described in the submitted application.
2. All hazardous materials must be handled in accordance with State regulation.
3. Any signage for the business shall be in compliance with Section 15, B – Sign Regulations of the Faribault County Zoning Ordinance and any State road restrictions. Applicant must work with Staff to evaluate compliance of existing signage and make adjustments if needed.
4. SSTS installation, compliance and maintenance must be performed in accordance with Section 23 of the Faribault County Zoning Ordinance and MN Statutes 7080. Applicant shall sign two delay of construction forms, one for each system on the property, and complete the work specified on the delay of construction.
5. All County, State, and Federal laws, regulations, and ordinances shall be complied with, and site must be in compliance with all necessary permits.
6. 911 addressing must meet the standards of the current ordinance.
7. A review of the conditional use permit will be completed by the Planning and Zoning Department every two years and a maintenance fee of \$50.00 shall be paid every two years as long as the conditional use is in effect starting March 19, 2021.

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Drainage Manager Merissa Lore met regarding drainage issues.

Commissioner Loveall excused himself from the meeting.

Warmka/Young motion carried to approve payment of application #4 in the amount of \$36,859.05 to Brunz Construction Company, Inc. on CD 20.

Young/Warmka motion carried to approve payment of three invoices totaling \$15,133.55 to G&S Drainage and Excavating, Inc. for repairs on CD 21.

Commissioner Loveall returned to the meeting.

Warmka/Loveall motion carried unanimously to approve payment of \$30,355.20 to Groundworks Backhoe Service, LLC for televising CD 21 improvement tile lines.

Young/Roper motion carried unanimously to approve an agreement with Gary Feyereisen of the Agricultural Research Service to monitor CD 30 outlet for a compared watershed study.

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Young/Warmka motion carried unanimously to contract with Schneider Geospatial for ag land software at a cost of \$41,000 on 2020 budget.

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Young/Roper motion carried unanimously to support the University of Minnesota Geological Survey's creation of a Faribault County geological atlas and allow county staff to assist in the locating of water wells and the development of the atlas.

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Loveall/Roper motion carried unanimously to approve the transfer of 2010 Chevrolet Impala sedan from Sheriff to Courthouse use.

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Roper/Warmka motion carried unanimously to approve requests of E. Eckhardt to attend a 3-day Mn Dept. of Veterans Affairs administrative assistant/secretary conference in Alexandria; A. Wachlin to attend a 2-day Mn deputy Registrars Assoc. state meeting; C. Albers and B. Bonin to attend a 2-day high threat vehicle engagements training in Owatonna; T. Nagel-Hince to attend a 6-day Jail Academy at Fort Ripley; M. Quitten to attend a 3-day Children in Need of Protection or Service conference in Cohasset; and L. Scholten to attend a 1-day risk management workshop in Mankato.

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Young/Warmka motion carried unanimously to pay the following bills totaling \$ 430,879.42:

GENERAL REVENUE FUND	\$ 139,769.27
PUBLIC WORKS FUND	137,865.43
DITCH FUND	153,188.72
NON REV/DISB A	<u>56.00</u>
	\$ 430,879.42

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Meeting was recessed until 1:00 p.m.

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Warmka/Loveall motion carried unanimously to close the meeting to discuss litigation on CD 24.

Roper/Loveall motion carried unanimously to re-open the meeting.

County Attorney Kathryn Karjala gave a synopsis of the closed session.

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Faribault County Soil and Water Program Administrator Michele Stindtman and Administrative Assistant Amy Huber met to present 2020 budget. Soil and Water Board member Jeff Bell also attended.

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The meeting was adjourned for August 2019.

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Bill Groskreutz, Chair

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Clara Vereide, Acting Clerk to the Board