

REGULAR MEETING OF THE BIG STONE COUNTY BOARD
June 5, 2018

The Big Stone County Board of Commissioners met in the Commissioners' Room at 8:30 AM on Tuesday, June 5, 2018. Chairman Olson called the meeting to order with Commissioners Athey, Berning and Sandberg present. Also present were Dillion Dwyer of the Ortonville Independent, County Auditor Michelle Knutson, Deputy Auditor Cindy Brehmer, Dr. Robert Ross, Gary Alberts of Midwest Medical Examiner's Office and Kate Glasrud. The Pledge of Allegiance followed.

Motion by Berning, seconded by Sandberg and carried to approve the minutes of the May 15th regular meeting.

Commissioner Backer arrived at the meeting.

Motion by Sandberg, seconded by Backer and carried to approve the agenda.

Dr. Ross spoke to the Board about a plan for when he retires from his Coroner position. He introduced Gary Alberts of Midwest Medical Examiner's Office. Mr. Alberts gave an overview of what services his office provides. Attorney Joe Glasrud arrived during the discussion. Motion by Sandberg, seconded by Berning and carried to approve contracting with Midwest Medical Examiner's Office effective January 1, 2019.

Commissioners reported on the following committees:

Backer – Woodland

Olson – Department Head; Library; RDC; BSAG; PrimeWest

Sandberg – MSI; Property; Museum

Athey – Prairie 5

Commissioner Sandberg reported that the City of Ortonville provided notice that they will no longer be mowing at the Museum. Discussion was held on the purchase of a mower that could be used by the Museum and Highway Department for \$11,500. Motion by Backer, seconded by Berning and carried to ratify the purchase of the mower as recommended by the Property Committee, which will be split between the general and highway funds.

Chairman Olson called the public hearing to order at 9:05 AM to take comment on the proposed Big Stone County Riparian Buffer Protection Ordinance. Present for the hearing were Gary Haugen, Dan Wiegman, Terry Gillespie, Wanda Holker, Dan Morrill, Brian Hamann and Mark Kleindl. Environmental Officer Darren Wilke reviewed the Ordinance with those present and reported that since the last public hearing, the administrative penalty orders (APOs) have been removed. Chairman Olson then asked for comments from those present. Discussion was held regarding concerns about the decision to use misdemeanor vs petty misdemeanor and the process for appeal. Attorney Glasrud explained the difference between petty misdemeanor and misdemeanor. Following further public discussion, motion by Backer, seconded by Berning and carried to close the public hearing at 9:45 AM.

Motion by Backer, seconded by Athey to adopt the Big Stone County Riparian Buffer Protection Ordinance with an amendment changing misdemeanor to petty misdemeanor. Motion failed with Commissioners Sandberg, Olson and Berning voting Nay. Motion by Backer, seconded by Athey and carried to adopt the Big Stone County Riparian Buffer Protection Ordinance with an amendment to set a maximum fine

amount of no more than \$500 under Section 6.1 and to publish a summary of the Ordinance in the official minutes:

**SUMMARY OF THE
BIG STONE COUNTY RIPARIAN BUFFER PROTECTION ORDINANCE**

The purpose and intent of the riparian buffer protection ordinance is to provide for riparian vegetated buffers and water quality practices, coordinate the implementation and enforcement of the water resources riparian protection requirements of M.S. §103F and the management of public drainage systems established under M.S. §103E, and provide efficient and effective direction to landowners and protection of surface water quality and related land resources.

- Section 1: Statutory Authorization and Policy
- Section 2: Definitions and General Provisions
- Section 3: Jurisdiction
- Section 4: Buffer Requirements
- Section 5: Compliance Determinations
- Section 6: Enforcement

This summary is being published in compliance with Minnesota law. A copy of the full text of the ordinance is available during regular office hours at the Big Stone County Auditor's Office, 20 2nd St SE, Ortonville, MN 56278.

Mark, Chuck and Greg Thompson were present to address their concerns on the classification of their deceased father's property. Deputy Assessor Barb Amundson and Appraiser Eric Banken were also present for the discussion. Chairman Olson stated that more research will need to be done regarding the County's legal authority in this situation.

Motion by Backer, seconded by Berning and carried to approve the expenditures for Attorney Glasrud to attend the 2018 MSBA Conference and MSBA annual dues.

Motion by Sandberg, seconded by Berning and carried to authorize payment of the following claims as presented by Auditor Knutson:

Brokaw Ag Solutions Group	\$ 8,896.30
Conroy Electric Inc	3,517.02
Dugs Construction, Inc	5,901.00
Election Systems & Software, Inc	3,555.75
F.I.R.E	3,400.00
Hildi Inc	5,700.00
Hitesman & Wold P.A.	4,000.00
Kandiyohi County Recycling	2,000.00
M-R Sign Co, Inc	10,966.87
Nelson Electric Inc	3,796.98
Ortonville Independent	3,231.22
Pro West & Associates Inc	4,526.20
Stattelman Lumber	6,058.32
West Con	20,042.56
Wildlife Forever	5,000.00
43 Payments Less Than \$2,000	<u>14,962.32</u>

Total

\$105,554.54

Discussion was held on an invoice received for a repair on County Ditch 5. Due to extenuating circumstances the Board agreed to reimburse approximately one half of the bill stating that this was a one-time exception since prior approve is to be obtained. Motion by Berning, seconded by Olson and carried to reimburse Darin Ehrenberg a one-time payment of \$800 for the repair.

Auditor Knutson asked for questions and/or comments on the year-to-date financial information provided for the Board's review.

Motion by Athey, seconded by Backer and carried to approve the Off Sale Beer License for Lakeshore RV Park.

Motion by Athey, seconded by Berning and carried to approve the temporary partial closing of County Hwy. 24 in the City of Clinton on July 7, 2018, from 6:00 PM to 2:00 AM for a street dance as requested by the Clinton Fire Department.

Auditor Knutson reported she has received a request from Ron Ronning to be removed from County Ditch 20. The request was tabled until further information could be gathered.

Chairman Olson reported that BSAG has received a request from the Ortonville EDA to contract with them for half of Vicki Oakes' time in 2019 to do work with MNBump. This will be addressed during the 2019 budget discussions.

Motion by Backer, seconded by Athey and carried to close the meeting at 10:47 AM for labor negotiations.

Motion by Backer, seconded by Berning and carried to reopen meeting at 10:53 AM.

Chairman Olson adjourned the meeting at 10:54 AM.

Brent Olson, Chairman

ATTEST: _____
Michelle R. Knutson, Auditor