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# **Le Sueur County, MN**

**Tuesday, November 7, 2017**

**Board Meeting**

## **Item 1**

### **9:00 a.m. Agenda and Consent Agenda**

*RE: October 24, 2017 Minutes and Summary Minutes*

*RE: Liquor License for Little Dandy*

*RE: Sanborn Lake Ladies Ducks Unlimited Gambling Application*

Staff Contact:

## **Minutes of Le Sueur County Board of Commissioners Meeting October 24, 2017**

The Le Sueur County Board of Commissioners met in regular session on Tuesday, October 24, 2017 at 9:00 a.m. at the Courthouse in Le Center, Minnesota. Those members present were: Steve Rohlfing, Lance Wetzel, John King and Dave Gliszinski. Brent Christian and Darrell Pettis were also present. Joe Connolly was excused.

On motion by Wetzel, seconded by King and unanimously approved, the Board approved the amended agenda.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved the consent agenda:

- Approved the October 17, 2017 County Board Minutes and Summary Minutes
- Approved a Minnesota Pheasants Gambling Application
- Approved liquor licenses for Westwood Marina and Jonny BBQ, LLC

Kathy Brockway, Planning & Zoning Director appeared before the Board with several items for approval.

On motion by King, seconded by Gliszinski and unanimously approved via roll call 4-0 with Connolly absent, the Board approved a Conditional Use Permit to Le Sueur County Soil & Water Conservation District (SWCD), Le Center, MN, (Applicant); Patrick Traxler, Le Center, MN, And Steven Rutt, Le Center, MN, (Owner): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 3,064 cubic yards of material for a wetland enhancement project in a Recreational Residential “RR” District, on a Recreational Development “RD” lake, Lake Volney. Property is located at Lot 16 and Outlot A, Block 2, Lake Volney Estates, and part of Government Lot 1, Section 1, Cordova Township. Findings are on file at the Planning and Zoning Office.

On motion by Wetzel, seconded by King and unanimously approved via roll call 4-0 with Connolly absent, the Board denied a rezone request from Mike Weinandt, New Prague, MN, (Applicant); Wildlife Haven LLC, New Prague, MN, (Owner) to rezone 33.08 acres from an Agriculture “A” District to an Urban/Rural Residential “R1” District. Property is located in Sections 1 and 12, Lanesburgh Township. Findings are on file at the Planning and Zoning Office.

On motion by King, seconded by Wetzel and unanimously approved, the Board approved and authorized the Board Chair to sign and accept a FY 2018 and 2019 State of Minnesota Board of Water and Soil Resources Natural Resources Block Grant Agreement.

Cindy Westerhouse, Human Resources Director came before the Board with several items for approval.

The Le Sueur County Board of Commissioners and the Employee Recognition Committee would like to recognize the following employees on their significant length of service with Le Sueur County.

Colleen Baker	25 Years	Highway Dept.
Margaret Kline	15 Years	Human Services
Melanie Nelson	15 Years	Sheriff's Office
Jay Sowieja	10 Years	Assessor's Office
David Tiegs	10 Years	Highway Department
Derek Rossow	5 Years	Sheriff's Office

On motion by King, seconded by Wetzel and unanimously approved, the Board approved to accept the retirement request from Kathy Brockway, full time Environmental, Planning and Zoning Administrator in the Environmental, Planning and Zoning Department, effective December 29, 2017. Kathy has been employed with Le Sueur County since December 1979.

On motion by Gliszinski, seconded by King and unanimously approved, the Board approved to post and advertise for a full time Environmental, Planning and Zoning Administrator in the Environmental, Planning and Zoning Department, a Grade 14, Step 1 at \$28.59 per hour.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved to reclassify the following full time Case Aide position in Human Services, effective October 30, 2017.

Caitlin Meyer	Grade 5, Step 2, \$17.54 per hour
Tricia Kruger	Grade 5, Step 10, \$23.20 per hour

On motion by Gliszinski, seconded by King and unanimously approved, the Board approved to set wages for David Tiegs, full time County Engineer in the Highway Department, Grade 14, Step 11 at \$40.58 per hour to Grade 18, Step 8 at \$46.20 per hour, effective October 3, 2017.

Pam Simonette, Auditor-Treasurer and Carol Blaschko, Finance and Elections Director appeared with two items for discussion and approval.

On motion by King, seconded by Gliszinski and unanimously approved, the Board approved the following German-Jefferson resolution:

**RESOLUTION ON THE GERMAN – JEFFERSON SUBORDINATE SERVICE  
DISTRICT  
WITHDRAWAL PETITION**

**WHEREAS, THE LE SUEUR COUNTY** Board of Commissioners on October 3, 2017, received the German – Jefferson Subordinated District Withdrawal Ballot Question Petition hereby referred to as the “petition”, and;

**WHEREAS,** the dates on the signatures were all between September 26, 2017 and October 2, 2017, and;

**WHEREAS,** the petition contained 119 signatures, and;

**WHEREAS**, it was determined by county staff that 106 signatures on the petition were from qualified voters within the territory of the subordinate service district, and;

**WHEREAS**, it was also determined by county staff that 7 of the signatures on the petition were from property owners within the district who are not qualified voters within the territory of the subordinate service district, and;

**WHEREAS**, it was also determined by county staff that 6 of the signatures on the petition were from individuals who were not property owners nor qualified voters within the territory of the subordinate service district, and;

**WHEREAS**, it was determined by county staff there are an estimated 568 qualified voters within the territory of the subordinate service district, and;

**WHEREAS**, Minnesota Statue 375B.10 Withdrawal; Election states “Upon receipt of a petition signed by ten percent of the qualified voters within the territory of the subordinate service district requesting the removal of the district...”, and;

**WHEREAS**, the 106 qualified voter signatures out of a possible 568 qualified voter signature is 18.66% of the qualified voters.

**THEREFORE BE IT RESOLVED**, that the Le Sueur County Board of Commissioners hereby accepts the German – Jefferson Subordinated District Withdrawal Ballot Question Petition because it meets the minimum requirement of ten percent of qualified voters.

On motion by Wetzel, seconded by King and unanimously approved, the Board approved the following German-Jefferson Special Election resolution:

### **Resolution Adopting One Time Mail Election**

**WHEREAS**, the Le Sueur County Commissioners desire to call for a Special Election on whether the German-Jefferson Subordinate Service District be removed and the service(s) of Le Sueur County as provided for the German-Jefferson Subordinate Service District be discontinued; and

**WHEREAS**, the Le Sueur County Commissioners desire to have said Special Election be conducted as a one-time mail election.

**THEREFORE, BE IT RESOLVED**, that the Le Sueur County Commissioners hereby adopts a one-time mail election for a special question election to be held on April 10, 2018:

“Shall the German-Jefferson Subordinate Service District presently established be removed and the service of Le Sueur County as provided for the German-Jefferson Subordinate Service District be discontinued?”

**BE IT FURTHER RESOLVED**, that the Le Sueur County Commissioners authorize said election under Minnesota Election Law 375A and the election will be conducted by mail as provided in M.S. 204B.46.

Darrell Pettis, County Administrator appeared before the Board with several items for discussion.

On motion by King, seconded by Gliszinski and unanimously approved via roll call 4-0 with Connolly absent, the Board approved the Le Sueur County Buffer Enforcement Ordinance Pursuant To Statutes Section 103F.48.

On motion by King, seconded by Wetzel and unanimously approved, the Board approved to set a compliance deadline date of December 31, 2019 for the West Jefferson Sanitary Sewer Subordinate Service District.

On motion by Wetzel, seconded by King and unanimously approved, the Board approved to set the date of November 21, 2017 at 11:00 a.m. for a public hearing on establishing interim standards for the West Jefferson Sanitary Sewer Subordinate Service District.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved the proposal from Chosen Valley Testing in the amount of \$76,610 for materials testing for the Justice Center project.

On motion by King, seconded by Gliszinski and unanimously approved, the Board approved to submit a resolution to MnDOT for access to the upcoming Le Sueur County Justice Center off of TH 99.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved to set a date of January 23, 2018 for a public hearing on Redetermination of Benefits and Lake Sanborn Matters on County Ditch 54.

On motion by Gliszinski, seconded by King and unanimously approved, the Board approved the following resolution:

### **Le Sueur County Voting Equipment Resolution**

#### **Approving Le Sueur County's application for funding from the Voting Equipment Grant.**

**WHEREAS**, Minnesota counties are responsible for administering elections, which includes the purchase and maintenance of supplies and election equipment, including accessible voting equipment; and

**WHEREAS**, Minnesota last updated much of its voting equipment between 2002 and 2006 meaning that the equipment is rapidly approaching the end of its 10 to 15 year lifespan; and

**WHEREAS**, it's essential for precincts to have functioning voting equipment so that voters are able to cast their ballot on equipment that is secure, accessible, accurate, and reliable; and

**WHEREAS**, Minnesota's 90th Legislature authorized \$7 million for the Voting Equipment Grant Account to assist counties, cities, towns, and school districts with the purchase of voting equipment; and

**WHEREAS**, to receive funding from the Voting Equipment Grant Account, counties must submit an application to the Minnesota Secretary of State before December 15, 2017; now, therefore,

**BE IT RESOLVED**, Le Sueur County approves its application for funding from the Voting Equipment Grant; and

**BE IT FURTHER RESOLVED**, the County certifies that any funds awarded from the Voting Equipment Grant will be used only to purchase assistive voting technology, an electronic roster system, an electronic voting system, any individual component of an electronic voting system, or any other equipment or technology approved by the Secretary of State.

**Commissioner Committee Reports:**

Commissioner Gliszinski attended a Justice Center open house.

Commissioner King attended a Justice Center open house,

Commissioner Wetzel attended a Justice Center open house, LCDS meeting and a union negotiation meeting.

Commissioner Rohlfing attended a Justice Center open house and a union negotiation meeting.

On motion by King, seconded by Gliszinski and unanimously approved, the Board adjourned until Tuesday, November 7, 2017 at 9:00 a.m.

**ATTEST:** \_\_\_\_\_  
Le Sueur County Administrator                      Le Sueur County Chairman

### **Summary Minutes of Le Sueur County Board of Commissioners Meeting, October 24, 2017**

•This is only a summary publication per MN Statutes 375.12 and 331A.01 sub. 10. The complete minutes are on file in the Le Sueur County Administrator's Office at 88 S Park Ave. Le Center, MN and are available at [www.co.le-sueur.mn.us](http://www.co.le-sueur.mn.us).

- Approved the agenda. (Wetzel-King)
- Approved the consent agenda. (Gliszinski-Wetzel)
- Approved a Conditional Use Permit to Le Sueur County Soil & Water Conservation District (SWCD), Le Center, MN, (Applicant); Patrick Traxler and Steven Rutt, Le Center, MN, (Owner). Findings are on file at the Planning and Zoning Office. (King-Gliszinski)
- Denied a rezone request from Mike Weinandt, New Prague, MN, (Applicant); Wildlife Haven LLC, New Prague, MN, (Owner). Findings are on file at the Planning and Zoning Office. (Wetzel-King)
- Approved a FY 2018 and 2019 State of Minnesota Board of Water and Soil Resources Natural Resources Block Grant Agreement. (King-Wetzel)
- Approved the retirement request from Kathy Brockway. (King-Wetzel)
- Approved to post and advertise for a full time Environmental, Planning and Zoning Administrator. (Gliszinski-King)
- Approved to reclassify two full time Case Aide position in Human Services. (Wetzel-Gliszinski)
- Approved to set wages for David Tiegs in the Highway Department. (Gliszinski-King)
- On motion by King, seconded by Gliszinski and unanimously approved, the Board approved the Resolution on the German – Jefferson Subordinate Service District Withdrawal Petition. (King-Gliszinski)
- On motion by Wetzel, seconded by King and unanimously approved, the Board approved the following German-Jefferson Resolution Adopting One Time Mail Election. (Wetzel-King)
- Approved the Le Sueur County Buffer Enforcement Ordinance Pursuant To Statutes Section 103F.48. (King-Gliszinski)
- Approved to set a compliance deadline date of December 31, 2019 for the West Jefferson Sanitary Sewer Subordinate Service District. (King-Wetzel)
- Approved to set the date of November 21, 2017 at 11:00 a.m. for a public hearing on establishing interim standards for the West Jefferson Sanitary Sewer Subordinate Service District. (Wetzel-King)
- Approved the proposal from Chosen Valley Testing for materials testing for the Justice Center project. (Wetzel-Gliszinski)
- Approved to submit a resolution to MnDOT for access to the upcoming Le Sueur County Justice Center off of TH 99. (King-Gliszinski)
- Approved to set a date of January 23, 2018 for a public hearing on County Ditch 54. (Gliszinski-Wetzel)
- Approved the Le Sueur County Voting Equipment Resolution Approving Le Sueur County's application for funding from the Voting Equipment Grant. (Gliszinski-King)
- Adjourned until Tuesday, November 7, 2017 at 9:00 a.m. (King-Gliszinski)

ATTEST: Le Sueur County Administrator                      Le Sueur County Chairman