

COMMISSIONER PROCEEDINGS
June 9, 2009

Minutes of the Wilkin County Board of Commissioners held at the Courthouse, Breckenridge, Minnesota, on Tuesday, June 9, 2009. All Commissioners were present. Chairman Hovland called the meeting to order at 8:00 A.M.

Motion by Blaufuss, seconded by Perry and carried, to approve the agenda with additions.

Motion by Folstad, seconded by Miranowski and carried, to approve the minutes of the May 19, 2009, meeting.

Bruce Poppel, Planning & Zoning Administrator, presented a conditional use permit request with a County Planning Commission recommendation for approval. Commissioner Perry offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Blaufuss and carried.

RESOLUTION 19-09

BE IT RESOLVED, that the Wilkin County Board of Commissioners approve the planning request for Comstock Construction (applicant) and, David Yaggie (owner), to mine gravel from his property. The property is located in E ½ SW 1/4 Section 34, Township 136 North, Range 46 West, Atherton Township, Wilkin County, Minnesota.

Adopted this 9th day of June, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

STATE OF MINNESOTA)
)
COUNTY OF WILKIN)

CONDITIONAL USE

Pursuant to public hearing conducted by the Wilkin County Planning Commission on June 3, 2009, the Wilkin County Board of Commissioners hereby approves a Conditional Use Permit in behalf of: Comstock Construction (applicant) and David Yaggie (owner).

In accordance with the provision in the Wilkin County Zoning Ordinance and pursuant to the requirements of Chapter 394.301, Minnesota Statutes.

The approved Conditional Use Permit authorizes the above named to:

Mine gravel from his property, on the following described parcel of land:

E ½ SW 1/4 Section 34, Township 136 North, Range 46 West, Atherton Township,
Wilkin County,

and subject to the following conditions:

1. Dust complaint and dust management will be the responsibility of the landowner and contractor.
2. Maintain and operate all equipment in a manner that minimizes noise and vibration

- to the greatest extent possible. Noise levels shall never exceed the acceptable locational thresholds established by the Minnesota Pollution Control Agency (MPCA).
3. Fuel tanks larger than 150 gallons stored on site are required to have an impervious secondary containment.
 4. During operation, keep any excavation in such condition as not to be dangerous from caving or sliding banks.
 5. A dike shall be installed along the edge of the mining pit of sufficient height to prevent all surface water runoff from entering or exiting the mining pit.
 6. All topsoil will be stripped and stock piled for site reclamation. All mined areas will be reclaimed to existing use prior to mining activity (cropland). If there is land that cannot be put back to cropland production, it must be planted to a grass mixture that is beneficial to haying, grazing, or wildlife uses. Grass seed mixtures should be chosen in consultation with staff from the Wilkin Soil and Water Conservation District or Natural Resources Conservation Service.
 7. All mined areas must be reclaimed within 6 months of mining termination.
 8. The mining pit area and any non-cropland areas will not be used as a dumping ground for any debris. Debris shall be defined as garbage, refuse, used or broken lumber, wreckage from building or other structures, used, broken or junk automobiles, agricultural implements or dismantled parts or bodies thereof, and old or junk iron and other material.
 9. Applicant to secure Minnesota Pollution Control Agency Stormwater Permit and provide a copy to the Wilkin County Zoning Administrator.
 10. Applicant to provide the Wilkin County Zoning Administrator with a copy of the lease agreement between Applicant/Contractor and Land Owner. (Compensation amount can be blanked out)
 11. Excavations within 50 feet of County or Township road right-of-way must be sloped to 8:1 or greater.
 12. No materials, stock piles, equipment or machinery shall be stored adjacent to any public roads that will obscure vehicle visibility or result in a snow removal hazard.
 13. Wilkin County reserves the right to open and review this permit at any time.

The Wilkin County Zoning Administrator is herewith directed to issue the appropriate permits to this Conditional Use Order.

As approved this 9th day of June, 2009.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(Seal)

Motion by Miranowski, seconded by Blaufuss and carried, to call for bids for 13 miles of highway seal coating, to be opened on July 14, 2009, at 8:45 A.M.

The Commission had a brief discussion regarding the paper work load required for FEMA to allow for recovery of flood costs for County and Township damages to public property. The County currently prepares all paper work for FEMA. The County Engineer requested that the Commission consider discontinuing completion of the Townships reporting. No action taken.

Motion by Blaufuss, seconded by Perry and carried, authorizing a transfer to the Road and Bridge Fund from the General Revenue Fund in the amount of \$136,327.64, for an equipment payment. The transfer will be returned in July, upon the sale of County used equipment.

Motion by Miranowski, seconded by Blaufuss and carried, to approve the County Engineer's Report.

Motion by Blaufuss, seconded by Miranowski and carried, to approve the Public Health Nursing Report as presented by Debra Jacobs, Public Health Nursing Director.

Motion by Blaufuss, seconded by Folstad and carried, to authorize use of unbudgeted funds, by having Mike Eklind, Maintenance Supervisor, contract with a company to clean the County's heating boilers.

Vernon Woytassek, Emergency Management Officer, informed the Commission of the three (3) scheduled mitigation meetings in Kent, Rothsay, and Breckenridge, for the purpose of gathering information and ideas from the public to be entered into the County's Hazardous Mitigation Plan.

The Commission and Mr. Woytassek discussed at length, the Association of Minnesota Emergency Managers white paper on the impact of Redesign in Minnesota to the emergency management programs. No action taken at this time.

Several informational items were shared.

With no further business before the Commission and the next regularly scheduled meeting set for Tuesday, June 16, 2009, at 8:00 A.M. in the Commissioners Room, Chairman Hovland adjourned the meeting at 9:50 A.M.

Lyle Hovland
Chairman

Attest: Wayne Bezenek
County Auditor
(seal)