

**COMMISSIONER PROCEEDINGS**  
**September 8, 2008**

Minutes of the Wilkin County Board of Commissioners held at the Courthouse, Breckenridge, Minnesota, on Monday, September 8, 2008. All Commissioners except Commissioner Hovland were present. Chairman Blaufuss called the meeting to order at 8:00 A.M.

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

Motion by Folstad, seconded by Perry and carried, to approve the minutes of the August 19, 2008, and August 26, 2008, meetings.

Commissioner Perry offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Miranowski and carried.

**RESOLUTION 23-08**

BE IT RESOLVED, that the Wilkin County Board of Commissioners approve the planning request for Mike Stubstad to mine gravel from his property. The property is located in the SW 1/4 SE1/4 Section 15 Township 134 North Range 45 West, Akron Township, Wilkin County, Minnesota.

Adopted this 8<sup>th</sup> day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

STATE OF MINNESOTA)  
)  
COUNTY OF WILKIN)

CONDITIONAL USE

Pursuant to a public hearing conducted by the Wilkin County Planning Commission on September 3, 2008, the Wilkin County Board of Commissioners hereby approves a Conditional Use permit in be half of: Michael Stubstad (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:

SW1/4SE1/4 Section 15 Township 134 North Range 45 West, Akron Township, Wilkin County and subject to the following conditions:

1. Dust complaints 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 a 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 buildings or other structures, used, broken or junk automobiles, agricultural implements or dismantled parts 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 all public roads that will obscure vehicle visibility or result in a snow removal hazard.
13. Wilkin County reserves the right to review this permit at any time.

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

Approved this 8<sup>th</sup> day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

Commissioner Folstad offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Miranowski and carried.

#### **RESOLUTION 24-08**

BE IT RESOLVED, that the Wilkin County Board of Commissioner approve the planning request for Doug Duran to establish a 2<sup>nd</sup> non-farm single family dwelling per quarter section. The property is located in the NE 1/4 Section 12 Township 136 North Range 46 West, Atherton Township, Wilkin County, Minnesota.

Adopted this 8<sup>th</sup> day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

STATE OF MINNESOTA)  
)  
COUNTY OF WILKIN)

CONDITIONAL USE

Pursuant to a public hearing conducted by the Wilkin County Planning Commission on September 3, 2008, the Wilkin County Board of Commissioners hereby approves a Conditional Use Permit in behalf of: Doug Duran (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:

Establish a 2<sup>nd</sup> single family dwelling per quarter section on the following described parcel of land:

NE 1/4 Section 12 Township 136 North Range 46 West, Atherton Township, Wilkin County, Minnesota.

Adopted this 8<sup>th</sup> day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

Motion by Miranowski, seconded by Folstad and carried, to approve the 2009 Natural Resources Block Grant Agreement.

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

A jail update was provided by Matt Brodina, Jail Administrator.

Commissioner Miranowski offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Perry and carried.

**RESOLUTION 25-08**  
**RED RIVER BASIN RESOLUTION**

WHEREAS, we recognize that our actions today impact the legacy we leave the next generation;

WHEREAS, we realize that working together allows us to develop and implement creative solutions to problems that work toward the betterment of the whole basin;

Whereas, the Red River Basin Commission (RRBC) is a unique organization that facilitates a cooperative approach within the basin as well established forum for identifying, developing and implementing solutions to cross boundary issues;

WHEREAS, the RRBC had developed the Red River Basin Natural Resource Framework Plan (RRB-NRFP) through in-depth basin-wide consultation as a guideline to help unite the basin in achieving a collaborative and cooperative approach to land and water management within the basin.

THEREFORE, BE IT RESOLVED, that Wilkin County hereby declares support for the RRB-NRFP in principle as a guideline for moving forward with shared vision for the future.

BE IT FURTHER RESOLVED, that Wilkin county will do our part by implementing projects, programs, and actions in our area as we are able that will contribute to this shared vision.

Adopted this 8<sup>th</sup> day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

Motion by Perry, seconded by Folstad and carried, to offer the availability of a Blue Cross/Blue Shield Medicare Supplement Senior Gold Plan to future County retirees effective January 1, 2009.

Commissioner Folstad offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Perry and carried.

#### **RESOLUTION 26-08**

WHEREAS, the County of Wilkin did enter into an agreement with Central Specialties, Inc., of Alexandria, Minnesota, for the purpose of the bituminous surfacing on CSAH No.16, in Wilkin County under Project SAP 84-616-29 and,

WHEREAS, said project has in all things been completed and said project has been accepted by Merle Earley, District State Aid Engineer, on July 24, 2008, and the County Board being fully advised in the premises,

NOW, THEN BE IT RESOLVED, that we do hereby accept said completed project for and in behalf of the County of Wilkin and authorize final payment as specified in the final bills.

Adopted this 8<sup>th</sup> day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

Motion by Perry, seconded by Miranowski and carried, to approve five (5) credit card applications for County Highway Employees.

Commissioner Miranowski offered the following resolution and moved for it's adoption. The motion was seconded by Commissioner Folstad and carried.

#### **RESOLUTION 27-08**

WHEREAS, the County Board of Commissioners of the County of Wilkin, State of Minnesota, desires to offer for sale certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes, and

WHEREAS, said parcels of land have been reviewed by the County Board of Commissioners and have been classified as non-conservation land as provided for in Minnesota Statutes 282.01.

**THEREFORE, BE IT RESOLVED** that the Wilkin County Board of Commissioners hereby certifies that all parcels of land have been viewed and comply with the provisions of Minnesota Statutes 85.012, 92.461, 282.01 subd. 8, 282.018 and other statutes that require the withholding of tax forfeited lands from sale. The County Board of Commissioners hereby certifies that the Soil and Water Conservation Board of the district in which the land is located has reviewed the attached land sale list and identified any and all nonforested marginal land and wetland.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Wilkin County Board of Commissioners hereby request approval from the Minnesota Department of Natural Resources for the sale of said lands.

Adopted this 8th day of September, 2008.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(Seal)

**TAX FORFEITED PROPERTY FOR REVIEW AND CLASSIFICATION**

<u>City/Township</u>	<u>Parcel #</u>	<u>Legal Description</u>
City of Foxhome	26-370-0080	Kitts Addition E 175 Feet Lot 1 Block 2
	26-370-0090	Kitts Addition W 25 Feet Lot 1 Block 2
	26-370-010-0	Kitts Addition Lot 2 Block 2
City Rothsay	29-430-0050	North 50 Feet Lots 9 & 10 Blk 1 Melby's Addition

Motion by Folstad and seconded by Miranowski, to authorize payment of the County Highway bill for the purchase of the truck box for the sign truck to Bert's Truck Equipment, Moorhead, Minnesota, when the billing is finalized, with an Auditor's Warrant. The motion carried on a 3-1 vote with Commissioner Perry voting no.

Several informational items were shared.

With no further business before the Commission and the next regular meeting set for Tuesday, September 16, 2008, at 8:00 A.M. in the Commissioners Room, Chairman Blaufuss adjourned the meeting at 11:05 A.M.

John Blaufuss  
Chairman

Attest: Wayne Bezenek  
County Auditor  
(seal)