

# TODD COUNTY BOARD OF COMMISSIONERS

*Minutes of the Meeting of the Todd County Board of Commissioners held on  
August 16, 2011*

## Call to Order

The Todd County Board of Commissioners met in the Commissioner's Board Room in the City of Long Prairie, MN on the 16th day of August, 2011 at 9:00 A.M. The meeting was called to order by Chairperson Blessing with all members present. The meeting was opened with the Pledge of Allegiance.

## Approval of Agenda

On motion by Ruda and second by Kneisl, the following motion was introduced and adopted by unanimous vote to approve the agenda as amended with the following changes:

- Added to the Agenda:
1. Blandin Broadband Networks Feasibility Grant Agreement
  2. U-Reka Agreement

## Routine Business

On motion by Kircher and second by Neumann, the following motion was introduced and adopted by unanimous vote: To approve the August 2, 2011 minutes as read.

On motion by Kneisl and second by Ruda, the following motion was introduced and adopted by unanimous vote: To approve the Commissioner Warrants #28697 - #28833 in the amount of \$110,001.83.

On motion by Kircher and second by Ruda, the following motion was introduced and adopted by unanimous vote: To approve a one year On & Off Sale 3.2 Malt Liquor License for Eagle Mountain, Inc.

## Todd County Public Works

On motion by Kneisl and second by Neumann, the following resolution was introduced and adopted by unanimous vote:

**FOR AGREEMENT TO STATE TRANSPORTATION FUND (BRIDGE FUNDS)  
GRANT TERMS AND CONDITIONS  
SAP 077-623-006**

WHEREAS, Todd County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge #77J74, and;

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available, and;

WHEREAS, the amount of the grant has been determined to be \$55,042.19 by reason of the lowest responsible bid.

NOW, THEREFORE BE IT RESOLVED, that Todd County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the costs exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The proper county officers are authorized to execute a grant agreement with the Commissioner of Transportation concerning the above reference grant.

# TODD COUNTY BOARD OF COMMISSIONERS

On motion by Kneisl and second by Ruda, the following resolution was introduced and adopted by unanimous vote:

**FOR AGREEMENT TO STATE TRANSPORTATION FUND (BRIDGE FUNDS)  
GRANT TERMS AND CONDITIONS  
SAP 077-623-007**

WHEREAS, Todd County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge #77J73 on CSAH #23, and;

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available, and;

WHEREAS, the amount of the grant has been determined to be \$73,592.87 by reason of the lowest responsible bid.

NOW, THEREFORE BE IT RESOLVED, that Todd County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the costs exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The proper county officers are authorized to execute a grant agreement with the Commissioner of Transportation concerning the above referenced grant.

**Todd County Planning & Zoning**

On motion by Kircher and second by Ruda, the following CUP was introduced: Steve Kobliska. Parcel Numbers 08-0157300 & 08-0157400. Sylvan Shores – Lot 10 and 11, Block 10, Pine Island Heights, Sections 30-31, Twp 132, Range 32, Fawn Lake Township, Todd County. Request is denied as submitted, that the owner reclaim the land according to the Todd SWCD plan submitted by Greg Ostrowski with no stumps and brush to be buried, and that a maximum fine be charged for this violation. After the Fact Conditional Use Permit for Mining & Excavating. To remove approximately 6,000 cubic yards of soil from the two lots to make these lots buildable. Excavated materials are being transported to owners asphalt plant by Staples. Projected completion date to be November 1, 2011 - to have material out and lots leveled and seeded. Use Permit is required for mining and excavating operations done in lakeshore zoned property.

On motion by Neumann and second by Ruda, the following Rezoning Application was introduced and adopted by unanimous vote: Darrell Bacon. - 18756 US 71, Long Prairie, MN 56347. Rezoning application to change the current zoning of Agricultural/Forestry (AF-1) and Commercial District to Residential -2 District for the purpose of subdividing to create building sites.

On motion by Neumann and second by Kircher, the following CUP was introduced and adopted by unanimous vote: Saukinac Campground, Property Owners – Wybierala Investment Ltd., Elanore Scott. Site Address: 21914 Bay Loop, Parcel #14-0011000. To approve of the application as presented with conditions: (1) After-the-fact CUP and land use permit fees be required when they obtain the building permit; (2) An updated septic system ‘as built’ drawing is required to provide the ELRM office with a complete septic system file for the permitted site. (3) ELRM Office supply Ellie with a complete copy of the Land Use Ordinance and Ellie is required to sign for it.

# TODD COUNTY BOARD OF COMMISSIONERS

## Todd County Ag & Ditch Inspector

On motion by Ruda and second by Neumann, the following resolution was introduced and adopted by unanimous vote:

### **HOLD HARMLESS AGREEMENT - PRIVATE CROSSING REPLACEMENT – COUNTY DITCHES 33 & 2**

WHEREAS, Wally Miller is requesting to replace a failing bridge crossing with culverts. The project will be done on his property at his own expense. A Hold Harmless Agreement has been signed and submitted to the Ditch Authority, and;

WHEREAS, an onsite inspection has been done, and;

WHEREAS, existing, failing bridge crossing will be replaced with one 48” culvert and one 30” culvert. Culverts will be placed at original ditch bottom elevation.

NOW, THEREFORE BE IT RESOLVED, the Todd County Ditch Authority gives permission to Wally Miller to replace a failing bridge crossing with two culverts, located on his own property and at his own expense.

On motion by Neumann and second by Ruda, the following resolution was introduced and adopted by unanimous vote:

### **HOLD HARMLESS AGREEMENT FOR DITCH MAINTENANCE – COUNTY DITCH 9**

WHEREAS, Larry Brynjulfson is requesting to maintain a portion of County Ditch 9 that is located on his property in Gordon Twp section 26. The maintenance will be paid for by renter Thomas E. Moore. A Hold Harmless Agreement has been signed and submitted to the Ditch Authority, and;

WHEREAS, an onsite inspection has been done. Project was reviewed by the TEP on 8/9/2011, and;

WHEREAS, applicant is allowed to maintain the drainage ditch to the original width, depth and grade.

An improvement by lowering or widening the ditch bottom is not allowed. Sediment and vegetation can only be removed to the extent of the original ditch bottom elevation. Spoil must be side cast and leveled, staying within 16 ½ feet of the ditch.

NOW, THEREFORE BE IT RESOLVED, the Todd County Ditch Authority gives permission to Larry Brynjulfson to maintain a portion of County Ditch 9 that is located on his property, with the expenses being paid by renter Thomas E. Moore.

## Todd County Development Corporation

Rick Utech gave the 2nd quarter report for the Todd County Development Corporation.

## Todd County Ag Society

Delvin Durheim was present to discuss the possibility of a rain garden being built at the Todd County Fairgrounds. He will bring this subject back to another meeting with more cost estimates.

## Todd County Administrator

On motion by Kircher and second by Ruda, the following motion was introduced and adopted by unanimous vote: Approval of change order for Duncan Construction in an amount not to exceed \$24,950 for time and materials to resolve issues with the foundation in the historic courthouse.

# TODD COUNTY BOARD OF COMMISSIONERS

On motion by Kircher and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To approve the Blandin Robust Broadband Networks Feasibility Grant Agreement in the amount of \$40,000.

On motion by Kircher and second by Kneisl, the following motion was introduced and adopted by unanimous vote: To approve the agreement with U-Reka Broadband of Stillwater, MN of up to \$80,000 to complete a broadband feasibility study in accordance with grant requirements of the Blandin Robust Broadband Networks Feasibility Grant.

## Administrator's Report

Nothing at this time.

## Commissioner's Report

Commissioner Neumann wanted to thank Charlie and the STS Crew for all the work they have done at Battle Point Park on Osakis Lake. Breakfast on the Farm was well attended this year with over 330 people attending. Commissioner Ruda reported the Land Use Permit Commission met yesterday. Commissioner Kneisl reported he will be meeting with South Country Health Alliance next Monday August 22, 2011.

## Adjourn

On a motion by Ruda and second by Neumann, the meeting was adjourned at 10:43 a.m. until September 6, 2011.

## COMMISSIONER WARRANTS


VENDOR NAME	AMOUNT
BRAUN INTERTEC CORPORATION INC	3,090.00
CENTRAL APPLICATORS INC	14,981.48
CENTRAL SPECIALTIES INC	7,402.83
COMM OF TRANSPORTATION	2,392.22
FLEET SERVICES DIVISION	5,811.00
HILLYARD	2,074.25
LONG PRAIRIE OIL COMPANY	4,298.79
M-R SIGN COMPANY INC	2,008.59
MORRISON CO PUBLIC HEALTH SERV	4,125.73
OLSON'S TRUCK & TRACTOR SER	4,682.68
RELIANCE TELEPHONE SYSTEMS INC	2,500.00
ROYAL TIRE	2,981.07
SHIRLEY'S GAS & GROCERIES	2,960.64
TODD COUNTY TREASURER	2,403.53
WIDSETH SMITH NOLTING INC	11,911.32
122 PAYMENTS LESS THAN \$2000	36,377.70
FINAL TOTAL.....	\$110,001.83

# TODD COUNTY BOARD OF COMMISSIONERS

On a motion by Ruda and second by Kircher the preceding minutes of the County Board meeting held August 16, 2011 were duly approved by a unanimous vote of the Todd County Board of Commissioners at the Regular Board Meeting held on September 6, 2011

Witness my hand and seal:

  
\_\_\_\_\_  
Mark Blessing, County Board Chairperson

  
\_\_\_\_\_  
Nathan Burkett, County Administrator