



Sherburne County Board of Commissioners

March 26, 2019 - County Board Meeting Minutes

1. 9:00am Call to Order

The Sherburne County Board of Commissioners convened in regular session on March 26, 2019, at the Sherburne County Government Center in the City of Elk River, MN. Call to order by Chair Dolan was at 9:00am. Commissioner Fobbe was absent. Schmiesing/Danielowski unanimous to approve the agenda as presented.

2. 9:01am Consent Agenda

Burandt/Danielowski unanimous to approve agenda as presented.

1. Approved Minutes: [March 12, 2019 - County Board Meeting](#)
2. Approved Minutes: [March 12, 2019 – County Board Workshop Meeting](#)
3. [Provide Comment of Proposed Zimmerman TIF District No. 11](#) Administration
 Approved the Tax Increment Financing Comment Letter and authorized submittal to Monroe Moxness Berg PA and the City of Zimmerman prior to the TIF Public Hearing on April 1, 2019.
4. [Masonry, Window and Roofing Repair Project](#) Administration
 Approved contract with Braun Intertec to oversee and manage several potential projects (masonry, window, roof) at the Government Center pending County Attorney review. Funds are not to exceed \$50,000 to begin the preliminary background and investigation to help determine the actual project costs. Once they are determined, we will seek additional County Board approval to move forward with each project. The term of this agreement shall commence on the approved date of March 26th, 2019 and terminate on the date that all obligations have been fulfilled and all deliverables have been met and approved by the County.
5. [Support for Current Legislation](#) Administration
 Approved the following resolutions supporting current legislation:
 - 1) Resolution #032619-AD-1887 - HF1919/SF1888: The bill would utilize the renewable development account to promote community sustainability during energy transition via grant.
 - 2) Resolution #1888 - HF1452/SF1495: The bill would provide State funding for infrastructure for the Becker Business Park.
 - 3) Resolution #1889 - HF1856/SF1901: The bill would require the Commissioner of Revenue to set preliminary and corrected values of state assessed property sooner and to provide an explanation of value changes if there is a valuation settlement.
 - 4) Resolution #1890 - HF424/SF1708: The bill would require the state to pay for overvaluation of state assessed property.
6. [Support Transportation Legislation](#) Administration
 Approved resolution 032619-AD-1891 to provide funding to Minnesota's statewide transportation system.
7. [Approval of Collective Bargaining Agreement with Teamsters Local 320 Corrections Supervisor Unit](#) Administration
 Approved the Collective Bargaining Agreement with Teamsters Local 320 Corrections Supervisor Unit for the term of January 1, 2019 through December

31, 2021 as recommended by the Negotiating Committee and authorize the Chair to execute the contract.

- 8. [LELS Patrol/Investigator Unit MOU on PTO Longevity](#) Administration

Approved the Memorandum of Understanding with LELS Patrol/Investigator Unit on PTO Longevity.
- 9. [Zimmerman Fire Department Relief Association Premises Permit Renewal](#) Administration

Approved the MN Lawful Gambling Premises Permit Renewal for Zimmerman Fire Relief Association at Fairway Shores Golf Course, 28340 131st Street NW, Zimmerman, MN 55398 (Baldwin Township). The permit will be effective March 26th, 2019 – March 26th, 2020.
- 10. [Requesting Board Authorization on the County/Club Trail Agreement and to approve the 2020 Resolution 032619-AD-1886 for Sherburne County to act as Sponsor for the Snowmobile Trails Assistance Program and approve of use of County Road Right-of-Way as part of trail system](#) Auditor/Treasurer

Approved the County Board chairman to sign the 2020 County/Club Trail Agreement and the Sherburne County Board to sign the 2019/2020 Resolution 032619-AD-1886 for Sherburne County to act as Sponsor for the Snowmobile Trails Assistance Program for the fiscal year of July 1, 2019 to June 30, 2020. Authorized the County Auditor/Treasurer and/or County Administrator to sign all necessary forms and agreements to participate in the program.
- 11. [Accept the February 2019 Auditor-Treasurer monthly report.](#) Auditor/Treasurer

Accepted the February 2019 Auditor-Treasurer’s report.
- 12. [Commissioner and Manual Warrants](#) Auditor/Treasurer

Accepted payment of Commissioner and Manual Warrants as follows:
 March 15, 2019 Commissioner Warrants \$725,115.60
 March 18, 2019 Manual Warrants Capital Proj \$645,841.67
 March 8, 2019 Commissioner Warrants \$474,597.39
 March 7, 2019 Manual Warrants Pcard \$77,253.13
 March 5, 2019 Commissioner Warrants \$28,156.44
 March 8, 2019 Manual Warrants \$6,875.75
 March 15, 2019 Manual Warrants \$6,366.75
- 13. [Approval of Marv Ziner as appointee of Commissioner Burandt \(District 1\) to the Sherburne County Extension Committee.](#) Extension

Approved the appointment of Marv Ziner as appointee (District 1) to the Sherburne County Extension Committee.
- 14. [HHS IFS Warrant](#) HHS

Accepted payment of HHS IFS Warrant as follows:
 Various \$64,197.72
- 15. [Increase Child Protection position from part-time to full-time](#) HHS

Approved to increase of a 32-hour Child Protection position to 40-hours per week (fulltime).
- 16. [Developmental Disabilities Awareness Month](#) HHS

Approved to proclaim March 2019 as Developmental Disabilities Awareness Month in Sherburne County.
- 17. [Professional Social Work Month Proclamation](#) HHS

Approved to proclaim March 2019 as Professional Social Work Month in Sherburne County.

18. [Nutrition Month Proclamation](#) HHS
Approved to proclaim March 2019 as Nutrition Month in Sherburne County.
19. [Registered Dietitian Month](#) HHS
Approved to proclaim March 2019 as Registered Dietitian Month in Sherburne County.
20. [Wraparound Care Coordination Contract with Main Street Family Services](#) HHS
Approved and granted permission for the HHS Director to sign a contract between Sherburne County Health & Human Services and Main Street Family Services in the amount of \$88,334.0. The term of this contract is March 1, 2019 to December 31, 2019.
21. [Annual computer replacements](#) IT
Approved spending on new desktops and laptops for computer replacements. The lowest bidder is B&H photography at \$166,795.17 for 94 laptops, 63 desktops, and 35 monitors. There is no contract associated with the new equipment.
22. [Grams Park and the Great Northern Trail – Local Trail Connections Program Bridgeview Park and Island View Park - Outdoor Recreation Grant Program](#) Public Works
Approved Resolution 032619-AD-1893 accepting grant obligations and authorizing a local financial commitment between Sherburne County and the MN Department of Natural Resources for improvements to Grams Park, The Great Northern Trail, Bridgeview Park, and Island View Park.
23. [Resolution for Limited Use Permit for County Road 45 Trail located within MnDOT Right of Way](#) Public Works
Approved Resolution 032619-AD-1893 entering into a Limited Use Permit (LUP) between Sherburne County and the Minnesota Department of Transportation.
24. [Staffing Complement Adjustment](#) Sheriff
Approved the addition of a sergeant position within the Transport/Court Security Division through an internal promotion process and backfill the vacated T/CS deputy position. The projected budget impact would be \$86,972 (\$10,575 for the promotion and \$76,397 for the backfill). There will be no impact to the general levy. The positions will be supported through Jail Enterprise funds.
25. [Intelligence Center Integrated Software Solution](#) Sheriff
Approved the Sheriff's Office to move forward with negotiating a contract with a software company to provide an integrated records solution for the Intelligence Center. The contracted amount is not expected to exceed \$95,000.
26. [Car Seat Recycling](#) Zoning
Approved to transfer \$1,574.45 from SCORE funds to Health and Human Services to promote and fund the recycling of car seats collected during 2019 scheduled Household Hazardous Waste events.

3. 9:02am Announcements

County Administrator, Steve Taylor announced that today's Board meeting would be the last in the Emergency Operations Center. All future Board meetings will now be held in the new Board room.

4. **9:03 am [Public Hearing for Jet Stream Tax Abatement](#)**

Steve Taylor/Dan Weber: Administration

Dan Weber presented a summary of the Jet Stream Data Center Project. Neil Young with DEED also presented on the Economic Impact Analysis. The public hearing was opened at 9:11 am. Debbi Ryberg with the Elk River Chamber of Commerce spoke to the Board on the impact of economic development for the County and its businesses, expressed encouragement that the investment benefits outweigh the costs and will lead to new business development in great effects. She gave her full support on the project. Larry Hosch with the Greater St. Cloud Development Association with Stearns, Benton and Sherburne county spoke to the Board expressing full support of the tax abatement and its impact on the region and would encourage future business growth and economic diversity leveraging existing resources. Believes Google's commitment to renewable energy will benefit all aspects of our region and is happy to be a partner of the project. Tracy Bertram, Mayor of Becker, Mn spoke about her excitement for the opportunity with Jet Stream. Securing the project will provide a boost in local economy and for the State of Minnesota. She said the project will have a lasting and positive effect on the communities and economy. Peter Frosh, President of Greater MSP gave his full and strong support of the project. Expressed the possibilities that will be available if all work together on the project. Will impact on economic investments and will have great benefits in all aspects of the community. The project has his strong support. Matt Varilek, President of the Initiative Foundation echoed previous comments made by other speakers and thanked the area for their proactive efforts. Expressed his support and efforts to work on the project. The impact for the community is impressive and will broaden opportunity for new business. He is committed to partnering with the project and is optimistic it will be an economic hub for the region and the state. The public hearing closed at 9:23 am. Schmiesing/Burandt unanimous to approve Resolution 03262019-AD-1895 which approved a tax abatement and Tax Abatement and Business Subsidy Agreement for Jet Stream LLC pending County Attorney approval.

5. **9:29 am [Vonco Residential Well Monitoring](#)**

Dave Lucas: Zoning

Danielowski/Burandt unanimous to approve the Second Amendment to Sherburne County Houston Engineering Agreement for Professional and Technical Services in order to provide for down gradient residential well monitoring of the Vonco Big Lake Landfill, in an amount not to exceed \$5,128. The terms of the agreement shall commence on the effective date of March 26th, 2019 and shall terminate on the date that all obligations have been fulfilled and all deliverables have been approved by the County.

6. **9:35 am [Appointment of County Agricultural Inspector](#)**

Mitch Glines: Zoning

Danielowski/Schmiesing unanimous to approve Mitch Glines as County Agricultural Inspector and approved the 2019 Workplan & Noxious Weed Summary as presented by Mitch Glines.

7. **9:44 am [Interim Ordinance for Solar Farms or other Solar Energy Systems](#)**

Nancy Riddle: Zoning

Nancy Riddle provided an updated Interim Ordinance. Danielowski/Schmiesing unanimous to approve Resolution 032619-AD-1892 and Interim Ordinance ORD235 for a moratorium on IUPs for Solar Farms or other Solar Energy Systems in the geographical area as described in the proposed Ordinance and as presented in Exhibit A on March 26th, 2019 to the County Board.

8. **10:00 am [Nathan C. Mueller - Conditional Use Permit \(C.U.P.\)](#)**

Nancy Riddle: Zoning

Schmiesing/Danielowski unanimous to approve a Conditional Use Permit (C.U.P.) for Single Family Housing in the Industrial District and Revocation of the existing C.U.P. for Single Family Housing in the Industrial District (# 56930 Doc # 843872). PID# 25016 2000 Property address: 3866 31st St SE, St. Cloud, Mn Legal Description: Th part of the NW1/4 of Sec 16, Twp 35, Rge 30 (full legal on file) Haven Township 15.5 acres Industrial District with the following five (5) conditions and five (5) Findings of Fact as recommended by the Planning Commission with the exception of condition #3 where recommended changes were given from staff. Conditions: 1. New CUP (new building) will replace the existing CUP (old house). The existing CUP for a Single-Family House in the Industrial District (# 56930 Doc # 843872) will be revoked when the new CUP is recorded.

2. Must apply for an after the fact building permit for the construction done in the pole building without a permit.

3. The applicant has opted to have the roof repaired on the existing old house on the property and a permit has been issued and the repair must take place within 6 months. If the old house is to be used for business purposes, the building plans must be prepared by an architect or engineer to certify the structure complies with MN Commercial Building Code. 4. Before the old house can be used for business purposes, the applicant must receive a certificate of occupancy from the Sherburne County Building Official and Local Fire Warden.

5. Existing old house cannot be used as a single-family residence. It may not have living quarters in it.

Findings: 1. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes Department Zoning Presenter Nancy Riddle Funding Total 0.00 1. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the immediate vicinity. The areas around this property are primarily industrial. The requested use is within an industrial building and will be hidden from adjacent properties.

2. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Due to the nature of the business and the requirement for security, it meets the requirements of that particular industry within the Industrial District.

3. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided. The facility as it stands now can be handled with a septic system and well. It does have adequate access to a 10-ton township road.

4. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use. The applicant has fifteen acres that is sufficient for parking space to accommodate the proposed residential use.

5. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. All the fabrication is done within the building and is consistent with industrial like uses. The residential use will not cause any more disturbance to the neighboring properties.

9. 10:03 am **Commissioner Correspondence, Committee Reports, Upcoming Meetings, Future Agenda Items**

(March 13th, 2019 – March 25th, 2019)

Commissioner Burandt – Healthy Partnership Meeting

Commissioner Danielowski – Business Retention meeting, County Planning Board of Adjustment meeting, Sherburne County Economic Development meeting, County Planning Board meeting, Greater MN Partners Investment meeting, Options Board meeting, Girl Scout Troop meeting, Met with citizens effected by tree loss on county road project

Commissioner Dolan – Economic Development meeting, Becker City Council, Economic Development Google Project meeting, Development Task Force meeting

Commissioner Schmiesing – Metropolitan Emergency meeting, MICA Executive meeting, MICA meeting, AMC Board of Directors meeting, Development Task Force meeting.

Commissioner Fobbe – Absent

10. 10:09 am **Adjourn Regular Meeting, Recess**

11. 10:16 am **Reconvene, Opened Regional Rail Meeting**


11. 10:18 am **Adjourn Regional Rail Authority Meeting, Open Community Health Board Meeting**

12. 10:46 am **Adjourn Community Health Board Meeting, Open Workshop Meeting**

13. 11:19 am **Adjourn Workshop Meeting**

Commissioner Warrants		
03/05/19	1,548.44	General Revenue Fund
	26,968.00	Taxes & Penalties Fund
	28,516.44	Total
Manual Warrants BMO Pcard		
03/07/19	67,707.75	General Revenue Fund
	3,616.89	Public Works Fund
	810.00	Human Service Fund
	95.00	County Ditch Fund
	1,950.05	Solid Waste Fund
	1,288.30	Jail Commissary Fund
	1,785.14	Justice Center Enterprise Fund
	77,253.13	Total
Commissioner Warrants		
03/08/19	288,586.76	General Revenue Fund
	3 117,516.32	Public Works Fund
	11 171.36	Human Service Fund
	17 897.50	Law Library Fund
	21 31.72	Solid Waste Fund
	22 24,158.27	Jail Commissary Fund
	51 40,626.38	Justice Center Enterprise Fund
	80 2,609.08	Agency Collections
	474,597.39	Total
Manual Warrants		
03/08/19	6,875.75	Agency Collections
	6,875.75	Total
Commissioner Warrants		
03/15/19	317,767.81	General Revenue Fund
	83,265.20	Public Works Fund
	3,012.24	County Ditch Fund
	150.25	Law Library Fund
	47,363.87	Solid Waste Fund
	44,707.88	Jail Commissary Fund
	15,000.00	Capital Proj 2008-Government
	194,906.57	Justice Center Enterprise Fund
	29.82	Metropolitan Transit Fund
	14.56	Hra & Ec Dev Fund
	18,081.50	Agency Collections
	187.42	Taxes & Penalties Fund
	224.52	School Districts Collections
	403.96	Towns & Cities Collections
	725,115.60	Total
Commissioner Warrants		
03/15/19	6,366.75	Agency Collections
	6,366.75	Total
Manual Warrants		
03/18/19	645,841.67	Capital Proj 2008-Government
	645,841.67	Total
HHS Audit List for Board		
03/21/19	21,781.21	Human Service Fund
	80 2,746.65	Agency Collections
	24,527.86	Total
HHS Warrant for Publication		
03/21/19	422.50	Airport Taxi Inc
	360.00	ASL Interpreter Services, Inc
	445.48	Bernier/Christine
	543.00	Impact Publications Inc

691.25	Main Street Family Services
700.00	Omaha System International Conference
1,086.62	Real Time Translations, Inc
2,000.00	RSVP -Whitney Center
1,240.00	Seven County Process Servers, LLC
5,654.00	Sherburne County Auditor Treasurer
332.34	Shufelt/Darcie
356.68	Sugar Lake Lodge
6,000.00	TotalFunds by Hasler
4,695.99	40 Payments less than 300
24,527.86	Total

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Tim Dolan, Chairperson

4/10/2019

Date

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Steve Taylor, Administrator

4/16/2019

Date