



# MORRISON COUNTY BOARD OF COMMISSIONERS OFFICIAL MINUTES

MAY 9, 2017

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The meeting was held in the County Board Room, Government Center, Little Falls MN, and was called to order at 9:00 a.m. by Chairman Wilson.

**Members present:** Commissioners Randy Winscher, Duane Johnson, Mike Wilson, Jeff Jelinski, and Mike LeMieur.

**Staff present:** Deb Gruber, Tabitha Maher, Brian Middendorf, Deb Lowe, Steve Backowski, Amy Kowalzek, Katy Kirchner, Brad Vold, Penny Pesta, Amy Herold, Chuck Parins, Jeremy Luberts, Jodi Lucken, Steve Messerschmidt, Julia Weisz, Melanie Erickson, Julie Shelstad, and Joe Heying.

**Others present:** Terry Lehrke, Mark Slupe, Faye Diederick, Leota Lind, Scott Schnufman, Bylinda Klaphake, Bridget Yorek, Dana Potter, Mary Warner, Stephanie Och, Jerry Chandler, and Jane Hennagir.

## AGENDA CHANGES

A motion was made by Commissioner Jelinski, seconded by Commissioner Johnson and carried unanimously to adopt the agenda as presented.

## APPROVAL OF COUNTY BOARD MINUTES

A motion was made by Commissioner Johnson, seconded by Commissioner LeMieur and carried unanimously to approve the Morrison County Board of Commissioner Minutes for April 18, 2017.

A motion was made by Commissioner Winscher, seconded by Commissioner Johnson and carried unanimously to approve the Morrison County Board of Commissioner Revised Minutes for February 21, 2017 and revise the clerical error on the call to order for all minutes after January 3, 2017.

## PROCLAMATIONS

A motion was made by Commissioner Johnson, seconded by Commissioner LeMieur and carried unanimously to approve the month of May 2017 as Vulnerable Adult Abuse Awareness and Prevention Month in Morrison County.

## PUBLIC HEARING: PUBLIC HEALTH LIQUOR LICENSES

A public hearing was held to approve the Off Sale Liquor License for Route 26 Bar and Grill, Inc.

Chairman Wilson called for comments from the public in attendance.

No public comments were received.

Chairman Wilson closed the meeting at 9:13am.

A motion was made by Commissioner Winscher, seconded by Commissioner Johnson and carried unanimously to approve On-Sale, Off-Sale and Sunday Liquor License application to Bylinda Klaphake dba Route 26 Bar & Grill, Inc.

A public hearing was held to approve the Off Sale Liquor License for Rice Creek Hunting and Recreation.

Chairman Wilson called for comments from the public in attendance.

No public comments were received.

Chairman Wilson closed the meeting at 9:15am.

A motion was made by Commissioner Jelinski, seconded by Commissioner LeMieur and carried unanimously to approve the Off-Sale Liquor License application to Gregg A. LeBlanc dba Rice Creek Hunting & Recreation, Inc.

## PUBLIC HEARING: PUBLIC WORKS SOLID WASTE VARIANCE

A public hearing was held to adopt Resolution #2017-039 Request of Variance from the Morrison County Solid Waste Ordinance.



# MORRISON COUNTY BOARD OF COMMISSIONERS OFFICIAL MINUTES

MAY 9, 2017  
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Chairman Wilson called for comments from the public in attendance.  
No public comments were received.  
Chairman Wilson closed the meeting at 9:27am.

A motion was made by Commissioner LeMieur, seconded by Commissioner Johnson and carried unanimously to adopt Resolution #2017-039 Request of Variance from the Morrison County Solid Waste Ordinance.

### HANDS OF HOPE

Steph Och, Executive Director, provided information on the various resources available through the Hands of Hope organization and provided the Commissioners with new Brochures from the Organization.

### SOUTH COUNTRY HEALTH ALLIANCE

Leota Lind, Chief Executive Officer, and Scott Schnfinan, Chief Financial Officer, discussed with the County Board financial statements from 2016 and the Budget and goals for 2017.

### SOCIAL SERVICES

Brad Vold, Social Services Director, Melanie Erickson, Supervisor, recognized Julia Weisz's nomination and award for Exemplary Service Award from the University of Minnesota's Center for Advanced Studies in Child Welfare.

The County Board recessed at 10:23am and reconvened at 10:29am.

Brad Vold, Social Services Director, Penny Pesta, Adult Supervisor, presented information on Adult Maltreatment in Morrison County.

A motion was made by Commissioner Winscher, seconded by Commissioner LeMieur and carried unanimously to approve Resolution #2017-040 for Morrison County to submit a grant application to NJPA for an Innovation Grant to support the Counties in Region V becoming trauma informed.

### PUBLIC HEALTH

A motion was made by Commissioner LeMieur, seconded by Commissioner Winscher and carried unanimously to approve the transfer of liquor license (On, Off & Sunday) from Western Liquors, Inc. (Robert Boyd) to Western Liquors, Inc. (Patrick Kalmbacher).

A motion was made by Commissioner Jelinski, seconded by Commissioner Johnson and carried unanimously to approve:

#### 1. Annual New Owner Establishment License:

Dist. 1	Western Liquor Owner Patrick Kalmbacher	Cushing	\$687.00
Dist. 4	Route 26 Bar & Grill Owner Bylinda Klaphake	Foley	\$515.25

#### 2. Seasonal Establishment License:

Dist. 1	Dairy Treat	Little Falls	\$338.00
	Pine Grove Zoo	Little Falls	\$271.00
	Ridge Rib & Steakhouse, Inc.	Motley	\$687.00



# MORRISON COUNTY BOARD OF COMMISSIONERS OFFICIAL MINUTES

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A motion was made by Commissioner LeMieur, seconded by Commissioner Winscher and carried unanimously to approve 2017 New Owner Tobacco License in Morrison County:

Western Liquors, Inc.	Patrick Kalmbacher	26036 Bear Road	Cushing, MN
Route 26 Bar & Grill, Inc. fka Morrill Bar & Grill, Inc.	Bylinda Klaphake	32992 Nature Road	Foley, MN

## LAND SERVICES

A motion was made by Commissioner Johnson, seconded by Commissioner LeMieur and carried unanimously to consider the Plat of MNM Addition per recommendation of the Morrison County Planning Commission on April 24, 2017.

A motion was made by Commissioner Winscher, seconded by Commissioner LeMieur and carried unanimously to approve the Abstract of Tax Abatements dated May 9, 2017 as attached to these minutes.

## AUDITOR

A motion was made by Commissioner Jelinski, seconded by Commissioner Johnson and carried unanimously to approve Resolution #2017-038 Approving County Sponsorship of the Morrison County Recreational Trails Association 2018.

A motion was made by Commissioner Winscher, seconded by Commissioner LeMieur and carried unanimously to approve the County/Club Trail Agreement for FY 2018 to sponsor the Morrison County Recreational Trails Association to apply for grant funding from the State of Minnesota.

Deb Lowe, County Auditor/Treasurer, Amy Kowalzek, Land Services Director, and Joe Heying, Property Tax Manager, reviewed and discussed the Department of Revenue 2016 Property Tax Services Report.

Deb Lowe, County Auditor/Treasurer, presented the Cash Report for April 30, 2017.

## COUNTY BOARD WARRANTS

A motion was made by Commissioner Johnson and seconded by Commissioner Winscher to approve the following Resolution:

WHEREAS, the Morrison County Board of Commissioners have reviewed the list of County Board Warrants;

NOW THEREFORE, BE IT RESOLVED, that the list of County Board Warrants on file in the Auditor/Treasurer's Office for May 9, 2017 be approved for payment:

REVENUE	\$	66,974.93
PUBLIC WORKS	\$	39,513.77
SOCIAL SERVICE	\$	140,123.60
SOLID WASTE	\$	45,895.55
PARKS FUND	\$	4,433.08
BUILDING FUND	\$	1,563.00
C.I.P. DEBT SERVICE FUND	\$	750.00
LOCAL COLLABORATIVE	\$	18,857.66



**MORRISON COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES**

MAY 9, 2017  
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TOTAL	\$	318,111.59
MEALS	\$	169.59

Motion carried on a roll call vote with all Commissioners voting "aye".

A motion was made by Commissioner Johnson and seconded by Commissioner Winscher to approve the Commissioners Expense Reports as presented. Motion carried on a roll call vote with all Commissioners voting "aye".

**PUBLIC WORKS REPORT**

Steve Backowski, Director, Steve Backowski, Public Works Director, provided a status update of various current and upcoming projects to be completed.

**MCIT REPORT**

Jane Hennagir, MCIT Risk Management Consultant, Steve Messerschmidt, MC Financial Risk Manager, reviewed the annual report to the County Board and covered various aspects about MCIT and the benefits of the Trust. They also discussed Morrison Countis property and casualty claims, Worker's Compensation claims and their effects, dividends, and various programs MCIT assists with throughout the year.

**ADMINISTRATOR'S REPORT**

Deb Gruber, County Administrator, provided a status update of the building project and other various happenings regarding the Courthouse.

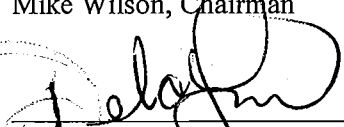
**COUNTY BOARD REPORTS AND SCHEDULE**

Members of the County Board reported on various meetings they have attended and on their upcoming schedule of meetings with various organizations.

**ADJOURNMENT**

A motion was made by Commissioner Johnson, seconded by Commissioner Winscher, and carried unanimously to adjourn the meeting at 11:45 a.m.

  
\_\_\_\_\_  
Mike Wilson, Chairman

  
\_\_\_\_\_  
Deb Gruber, Clerk to the County Board

DATE: 5/9/17

MORRISON COUNTY BOARD OF COMMISSIONERS  
COUNTY BOARD MEETING

PLEASE SIGN IN

NAME

ADDRESS/REPRESENTING

Mark Slupe

GRTV Channel 180

Faye Diederich

31193 183rd St Pierz /

Leota Lind

South Country Health Alliance

Scott Schuffman

SCHA

Blenda Kephake

Route 24 Bar & Grill

Bridget Yorck

NPMH

Danna Potter

Stottos care center VA team

Mary Warner

Morrison Co. Hist Soc.

Stephanie Och

Hands of Hope

Greg R. Chandler

IF, Mn.

Chuck Parsons

MC PWD



# MORRISON COUNTY BOARD OF COMMISSIONERS OFFICIAL MINUTES

FEBRUARY 21, 2017

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The meeting was held in the County Board Room, Government Center, Little Falls MN, and was called to order at 9:00 a.m. by Chairman Wilson.

**Members present:** Commissioners Randy Winscher, Duane Johnson, Mike Wilson, Jeff Jelinski, and Mike LeMieur.

**Staff present:** Deb Gruber, Tabitha Maher, Brian Middendorf, Deb Lowe, Shawn Larsen, Katy Kirchner, Scott Mackissock, Tim Brummer, Kurt Kapsner, Joe Byrne, Joyce Kahl, and Emily Wilmes.

**Others present:** Tyler Jensen, Mark Slupe, Ron Rinkel, Ralph Rinkel, Jake Rinkle, Jerry Chandler, Patrick Rioux, and Anita Larsen.

## APPROVAL OF COUNTY BOARD MINUTES

A motion was made by Commissioner Winscher, seconded by Commissioner Johnson and carried unanimously to approve the Morrison County Board of Commissioner Minutes for February 7, 2017.

## AGENDA CHANGES

A motion was made by Commissioner Jelinski, seconded by Commissioner Johnson and carried unanimously to adopt the agenda as presented.

## AWARDS OF EXCELLENCE

Mike Wilson, Chairman and Deb Gruber, Administrator presented the Awards of Excellence to Kurt Kapsner, IT Specialist, who received his award in Performance and Customer Service; and Tim Brummer, STS Crew Leader who received his award in the Innovation/Leadership Category.

## MUDFEST

A motion was made by Commissioner Winscher, seconded by Commissioner Jelinski and carried unanimously, to approve the Large Assembly Permit Application for Ralph and Ron Rinkel for May 24-29, 2017 based on the application, Proposal to Sheriff 2017, and with the following variances, and conditions noted:

Conditions:

1. Variance from the requirements of Section 5, Subd. 4 E2, fencing
2. Variance from the requirements of Section 5 Subd. 4 E8, lighting
3. Adhere to a staffing plan that identifies Security Specialist staff levels as presented in the application and the security plan approved by the Sheriff attached to these minutes.
4. Adhere to the components within the Safety Plan Requirements 2017, attached to these minutes.
5. Provide a handicap accessible portable toilet and handwashing station.
6. The permit is issued for the 2016 Memorial Weekend event only, May 24-29, 2017.
7. Mudfest events are to be held only on Friday, May 26th, Saturday, May 27th, and Sunday, May 28th. Absolutely no events are to occur on Wednesday, May 24th, Thursday, May 25th and Monday May, 29th.
8. 5,000 Maximum amount of tickets to be sold for the entire weekend.
9. The maximum number of people per day is as follows:
  - a. Wednesday, May 24th – 100
  - b. Thursday, May 25th – 500
  - c. Friday, May 26th - 3,000
  - d. Saturday, May 27th – 3,000
  - e. Sunday, May 28th – 3,000
  - f. Monday, May 29th – 500



**MORRISON COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES**

FEBRUARY 21, 2017

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**SHERIFF'S REPORT**

Shawn Larsen, Sheriff, presented the monthly report for January 2017 to the County Board.

A motion was made by Commissioner Johnson, seconded by Commissioner LeMieur and carried unanimously to allow the Morrison County Sheriff and other Department Head staff to accept donations on behalf of the Morrison County and direct the funds as appropriate.

**VIOLENCE PREVENTION INITIATIVE PROCLAMATION**

A motion was made by Commissioner Johnson, seconded by Commissioner Winscher and carried unanimously to proclaim the month of February, 2017 as Dating Violence Prevention and Awareness Month.

The County Board recessed at 9:47am and reconvened at 9:53am.

**INFORMATION TECHNOLOGY**

A motion was made by Commissioner Jelinski, seconded by Commissioner LeMieur and carried unanimously to consider amending the Password Policy qualifications found in the Personnel Policy starting March 1, 2017.

**AUDITOR**

A motion was made by Commissioner Johnson, seconded by Commissioner Winscher, and carried unanimously to approve the following:

1. 1-Day Liquor license to Friends of Pine Grove Zoo to hold an event on March 17, 2017 at the Falls Ballroom.
2. 1-Day Liquor license to Morrison County Food Shelf to hold an event on April 22, 2017 at the Falls Ballroom.
3. Exempt Permit to the Morrison County Ducks Unlimited to hold a raffle on April 28, 2017 at the Falls Ballroom.

Deb Lowe, Auditor/Treasurer, presented the Cash Report for January 31, 2017.

**COUNTY BOARD WARRANTS**

A motion was made by Commissioner Jelinski and seconded by Commissioner Johnson to approve the following Resolution:

WHEREAS, the Morrison County Board of Commissioners have reviewed the list of County Board Warrants;

NOW THEREFORE, BE IT RESOLVED, that the list of County Board Warrants on file in the Auditor/Treasurer's Office for February 21, 2017 be approved for payment:

REVENUE	\$	85,651.14
PUBLIC WORKS	\$	107,425.39
SOCIAL SERVICE	\$	176,818.49
SOLID WASTE	\$	21,953.04
PARKS FUND	\$	1,064.74
BUILDING FUND	\$	43,826.14
LOCAL COLLABORTIVE	\$	1,016.05
TOTAL	\$	437,754.99
MEALS	\$	119.58
CREDIT CARDS	\$	13,997.71

Motion carried on a roll call vote with all Commissioners voting "aye".



# MORRISON COUNTY BOARD OF COMMISSIONERS OFFICIAL MINUTES

FEBRUARY 21, 2017

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A motion was made by Commissioner Jelinski and seconded by Commissioner Johnson to approve the Commissioners Expense Reports as presented. Motion carried on a roll call vote with all Commissioners voting "aye".

## PUBLIC WORKS REPORT

A motion was made by Commissioner Jelinski, seconded by Commissioner LeMieur to approve the payment of the 2017 Annual Town Road Allotments, pass through from MnDot in the amount of \$534,597.00. Motion carried on a roll call vote with all Commissioners voting "aye".

A motion was made by Commissioner Winscher, seconded by Commissioner Johnson to review and approve Resolution#2017-013 to distribute recycling grants money to cities and townships. Motion carried on a roll call vote with all Commissioners voting "aye".

A motion was made by Commissioner Jelinski, seconded by Commissioner Johnson to review and approve the Resolution#2017-014 to distribute Clean-Up day grant money to cities and townships. Motion carried on a roll call vote with all Commissioners voting "aye".

## COUNTY BOARD REPORTS AND SCHEDULE

Members of the County Board reported on various meetings they have attended and on their upcoming schedule of meetings with various organizations.

## ADMINISTRATOR'S REPORT

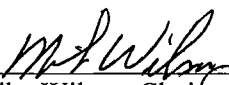
Deb Gruber, County Administrator, gave the County Board a brief synopsis of the recent Legislative Conference she attended.

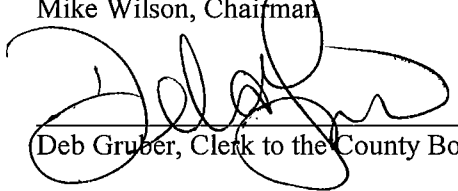
## EXTENSION

Emily Wilmes, Extension Educator presented the County Report for the month of January 2017 and reported on various events that have and will be taking place in the upcoming months.

## ADJOURNMENT

A motion was made by Commissioner Johnson, seconded by Commissioner LeMieur and carried unanimously to adjourn the meeting at 10:27 a.m.

  
\_\_\_\_\_  
Mike Wilson, Chairman

  
\_\_\_\_\_  
Deb Gruber, Clerk to the County Board



**Vulnerable Adult Abuse Awareness and Prevention Proclamation  
Morrison County, Minnesota**

**WHEREAS**, People who are elderly or have disabilities have contributed to the general welfare of Morrison County by helping to preserve customs, convictions, and traditions of many people from diverse backgrounds; and

**WHEREAS**, These residents are vital and integral members of our society and their wisdom and experience have enriched our lives; and

**WHEREAS**, Abuse of the elderly and people with disabilities in domestic and institutional settings is a wide-spread problem, affecting hundreds of thousands of people across the country; and

**WHEREAS**, Suspected abuse was reported 187 times on Morrison County citizens who are elderly or have disabilities in 2016; and

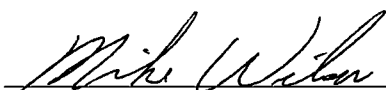
**WHEREAS**, Abuse is grossly underreported because the vulnerable adult population who are being abused find it very difficult to tell anyone and are usually ashamed and sometimes afraid; and

**WHEREAS**, Abuse happens to men and women of all income levels, all cultural and ethnic groups, whether they are in good health or incapacitated in some way, in neighborhoods and in rural areas; and

**WHEREAS**, Many of the cases investigated by Adult Protective Services in Morrison County involve self-neglect and financial exploitation. It is our duty as citizens to reach out to people in need.

**NOW, THEREFORE**, We, the Commissioners of Morrison County do hereby proclaim the month of May 2017 to be Vulnerable Adult Abuse Awareness and Prevention Month in Morrison County and urge all citizens to work together to help reduce abuse and neglect of adults who are elderly or have disabilities.

**Dated this Ninth Day of May, Two Thousand and Seventeen.**



\_\_\_\_\_  
Chairman of the Board of Commissioners Morrison County

**NOTICE OF INTENT TO ENACT NOTICE OF PUBLIC  
HEARING**

**FOR CONSIDERATION OF AN OFF SALE LIQUOR LICENSE**

**A Public Hearing will be held before the Morrison County Board for consideration of application for an Off Sale intoxicating liquor license by Bylinda Klaphake dba Route 26 Bar & Grill, Inc., located at 32992 Nature Rd, Foley, MN 56329. Any comments regarding the issuance of this license will be considered at that time.**

**The hearing will be held at 9:00 a.m. on May 9, 2017 in the County Board Room of the Morrison County Government Center.**

**PUBLISH: April 30 & May 7, 2017**

**NOTICE OF INTENT TO ENACT NOTICE OF PUBLIC  
HEARING**

**FOR CONSIDERATION OF AN OFF SALE LIQUOR LICENSE**

**A Public Hearing will be held before the Morrison County Board for consideration of application for an Off Sale intoxicating liquor license by Gregg A. LeBlanc dba Rice Creek Hunting & Recreation, Inc., located at 16543 Game Farm Road, Little Falls, MN 56345. Any comments regarding the issuance of this license will be considered at that time.**

**The hearing will be held at 9:00 a.m. on May 9, 2017 in the County Board Room of the Morrison County Government Center.**

**PUBLISH: April 30 & May 7, 2017**

## **NOTICE OF PUBLIC HEARING**

### **Solid Waste Ordinance Variance Request**

The Morrison County Board of Commissioners will hold a public hearing regarding a variance request submitted by Faye M. Diederich, Faye M. Diederich Revocable Living Trust, Pierz, MN. The request is to grant a variance from the Morrison County Solid Waste Ordinance Demolition Facility Type I requirement for a 500 cubic yard or less threshold for amount of Demolition Debris allowed in a Type I Demolition Facility in Morrison County, as well as the variance from the requirement that "A variance shall not be granted for a period in excess of two years, but may be renewed upon application of the applicant and after public hearing." The hearing will be held on May 9, 2017 at 09:00 am at the Morrison County Government Center, 213 SE 1<sup>st</sup> Avenue Little Falls, MN in the County Board Room. Public comment may be submitted at the hearing or by mail or telephone prior to the date of the hearing to Chuck Parins, Morrison County Public Works Department, 213 SE 1<sup>st</sup> Avenue Little Falls MN 56345 or 320-631-2862.



*Morrison County will provide cost effective, high quality services to County residents in a friendly and respectful manner.*

County Engineer  
Public Works Director  
STEVEN C. BACKOWSKI  
Public Works Department  
213 SE 1<sup>st</sup> Avenue  
Little Falls, MN 56345-3196  
320-632-0120  
Toll Free: 1-866-401-1111  
Fax: 320-632-9510

May 3, 2017

TO: The Honorable Morrison County Board of Commissioners

FROM: Steven C. Backowski, P.E., Director of Public Works/County Engineer

RE: Staff Report on the Morrison County Solid Waste Ordinance Variance Application by  
Faye M. Diederich, Faye M. Diederich Revocable Living Trust

**Overview:** This is the Staff Report on the Morrison County (MC) Solid Waste Ordinance (SWO) Variance Application by Faye M. Diederich, Faye M. Diederich Revocable Living Trust to establish a Demolition Debris Type I facility under Permit-By-Rule (PBR) for Property, 31193 183rd Street, Pierz, MN 56364 – PID# 110201000, and exceed the 500 cubic yard (CY) threshold for a PBR Type I Demolition Facility within MC.

A request by Ms. Diederich for a Morrison County Permit-By-Rule (PBR) Inspection was made, paid for, and the site visit was conducted on April 10, 2017. During the site visit, the building was surveyed for compliance at the County level for the criteria for demolition and disposal of debris by Chuck Parins of Morrison County Public Works Department.

**Considerations:** It was estimated that this particular demolition project readily has the potential to exceed the 500 cubic yard threshold allowable for a Type I Demolition Facility by the MC Solid Waste (SW) Ordinance. Section 2, Definitions, Subparagraph 2.6, defines a Type I Demolition Facility as:

**2.6 "Demolition Facility Type I" A Demolition Debris disposal facility which is designed to hold, and does hold less than 500 cubic yards of Demolition Debris.**

The 500 cubic yard (CY) threshold was established to eliminate the disposal of demolition debris at non-permitted facilities, and the potential for out-of-county contaminated waste going to these sites.

On or about April 21, 2017, Ms. Faye M. Diederich provided a written application for a variance to the MC SWO regarding a variance to allow for greater than 500 CYs of demolition material to be disposed.

From the Department assessment, the demolition debris from the Diederich proposal is acceptable demolition debris. With exception of the project exceeding the 500 cubic yard threshold, the general characterization of the waste after removing any solid waste and prohibited items from the buildings, is that substantially all the demolition debris would be acceptable in a demolition debris landfill.

Additionally, because all other provisions would be met for establishing a PBR Type I Demolition Facility within MC and the proximity of the proposed site, enforcement of the 500 CY provision would substantially cause the applicant undue hardship because of economic unreasonableness.

Ms. Diederich's application for variance to the MCSWO is for both exceeding the 500 cubic yards of Demolition Debris threshold for a Demolition Facility Type I in MC, as well as a variance to Section 18, Variances, that requires a variance shall not be granted for a period in excess of two years.

## RESOLUTION # 2017-039

### 2017 Resolution for Approval of Request for Variance from the Morrison County Solid Waste Ordinance *Faye M. Diederich, Faye M. Diederich Revocable Living Trust*

**Whereas**, Faye M. Diederich, Faye M. Diederich Revocable Living Trust proposes to establish a Permit-By-Rule (PBR) Facility that meets the definition of a Demolition Facility – Type I under the Morrison County (MC) Solid Waste (SW) Ordinance, and

**Whereas**, Faye M. Diederich, Faye M. Diederich Revocable Living Trust appears in all other aspects to meet the eligible criteria and facility location of establishing a PBR Demolition Debris Disposal Facility under MN Rules, Solid Waste Permit Program, Permit-By-Rule (PBR), and under the Morrison County (MC) Solid Waste (SW) Ordinance, and

**Whereas**, Faye M. Diederich, Faye M. Diederich Revocable Living Trust has reviewed complying with the MC SW Ordinance, coupled with an inspection and determination by the MC Public Works Department that this waste will exceed the definition of a Demolition Facility – Type I, and

**Whereas**, it is the policy of MC to provide the necessary assistance to its citizens, businesses and institutions about the varied aspects of proper solid waste management and disposal, and

**Whereas**, it is the policy of Morrison County to minimize the land disposal of solid waste and maximize the recovery of waste generated, the County seeks methods to provide for cost effective environmentally sound disposal of waste, and

**Whereas**, Faye M. Diederich, Faye M. Diederich Revocable Living Trust will be required to comply with all requirements of the MCSWO, as well as meet the MN Rules for Closure and Post-closure, and Required Actions under Minnesota Solid Waste Management Rules for Emergency Response Plan, inspections, closure and 20 years of Post-closure care, and

**Whereas**, in order to accomplish the proposed Demolition Facility Type I and Permit-By-Rule demolition debris disposal facility under the MCSWO, several variances in accordance with Section 18 of the MCSWO must be granted, and

**Whereas**, the following variances are required;

#### **Section 2. Definitions states;**

##### **2.6 "Demolition Facility Type I" A Demolition Debris disposal facility which is designed to hold, and does hold less than 500 cubic yards of Demolition Debris.**

The provision of this section shall be varied due to economic unreasonableness and undue hardship. The variance to this section will allow Faye M. Diederich, Faye M. Diederich Revocable Living Trust to exceed the Demolition Facility Type I Debris disposal facility 500 cubic yards or less threshold of Demolition Debris, provided the

RESOLUTION # 2017-039

2017 Resolution for Approval of Request for Variance from the Morrison County (MC) Solid Waste Ordinance (SWO) - Faye M. Diederich Revocable Living Trust May 9, 2017

application is in compliance with all other terms and conditions of MPCA Permit-By-Rule application by Faye M. Diederich, Faye M. Diederich Revocable Living Trust, as well as Section 15, Demolition Facility – Type I requirements of the MC Solid Waste Ordinance, and any other applicable requirements of the Ordinance.

**Section 18. Variances states;**

**18.4 A variance shall not be granted for a period in excess of two years, but may be renewed upon application of the applicant and after public hearing.**


The provision of this section shall be varied due to economic unreasonableness and undue hardship. The variance to this section will allow Faye M. Diederich, Faye M. Diederich Revocable Living Trust to present to the MC Board a one-time application during the public hearing, that will be granted for a period in excess of two years, provided the application is in compliance with all other terms and conditions of MPCA Permit-By-Rule application by Faye M. Diederich, Faye M. Diederich Revocable Living Trust, as well as Section 15, Demolition Facility – Type I requirements of the MC Solid Waste Ordinance, however be revoked under Section 18, Variances, Subparagraph 18.6, if necessary, "The Morrison County Board, prior to expiration of the variance, may revoke a variance after a public hearing if the Board determines that continuing the variance constitutes a threat to public health or safety."

**Now therefore be it Resolved,** the Morrison County Board of Commissioners grants the variances as described above from the MC Solid Waste Ordinance.

STATE OF MINNESOTA }  
COUNTY OF MORRISON }

I, Deb Gruber, County Administrator, Morrison County, Minnesota hereby certify that I have compared the foregoing copy of the resolution of the County Board of said County with the original record thereof on file in the Administration Office of Morrison County in Little Falls, Minnesota as stated in the minutes of the proceedings of said board at a meeting duly held on this 9<sup>th</sup> day of May, 2017, and that the same is a true and correct copy of said original record and of the whole thereof, and that said resolution was duly passed by said board at said meeting.

Witness by hand and seal this 9<sup>th</sup> day of May, 2017.

  
\_\_\_\_\_  
Deb Gruber  
County Administrator

Commissioner	Yes	No	Abs	Mot	2nd
Wilson	X				
Jelinski	X				
Johnson	X				X
LeMieur	X			X	
Winscher	X				

MORRISON COUNTY BOARD OF  
COMMISSIONERS

#2017-040

**A RESOLUTION ESTABLISHING SUPORT FOR SEEKING FUNDING FROM NATIONAL  
JOINT POWERS ALLIANCE FOR REGIONAL TRAINING OF SOCIAL SERVICE  
AND PUBLIC HEALTH AGENCIES ON BECOMING TRAUMA INFORMED**

**WHEREAS**, The National Joint Powers Alliance (NJPA), is providing innovation funding for the Cities and Counties in Region Five, and;

**WHEREAS**, The Social Service and Public Health agencies of Cass, Crow Wing, Morrison, Todd, and Wadena Counties work with children and adults who have experienced trauma, which is defined as any experience that creates a sense of fear, helplessness or horror and overwhelms a person's typical resources for coping, and;

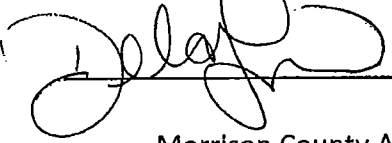
**WHEREAS**, There is growing research on the affects of trauma and its impact on communities as a result of the Adverse Childhood Experiences (ACE's) Study, and;

**WHEREAS**, Becoming a trauma-informed agency means making a commitment to changing the practices, policies and culture of an entire organization and requires staff at all levels and in all roles to modify what they do based on an understanding of the impact of trauma.

**NOW, THEREFOR BE IT RESOLVED**, that the Morrison County Board of Commissioners approves the National Joint Powers Alliance innovative funding application submitted by Morrison County Social Services on behalf of Region V Counties of Cass, Crow Wing, Morrison, Todd and Wadena to collaborate with a professional organization on a training plan that will transform the culture to create trauma informed organizations that can better support individuals who have experienced trauma.

Signed:   
Morrison County Board Chair

Date: 5/19/17

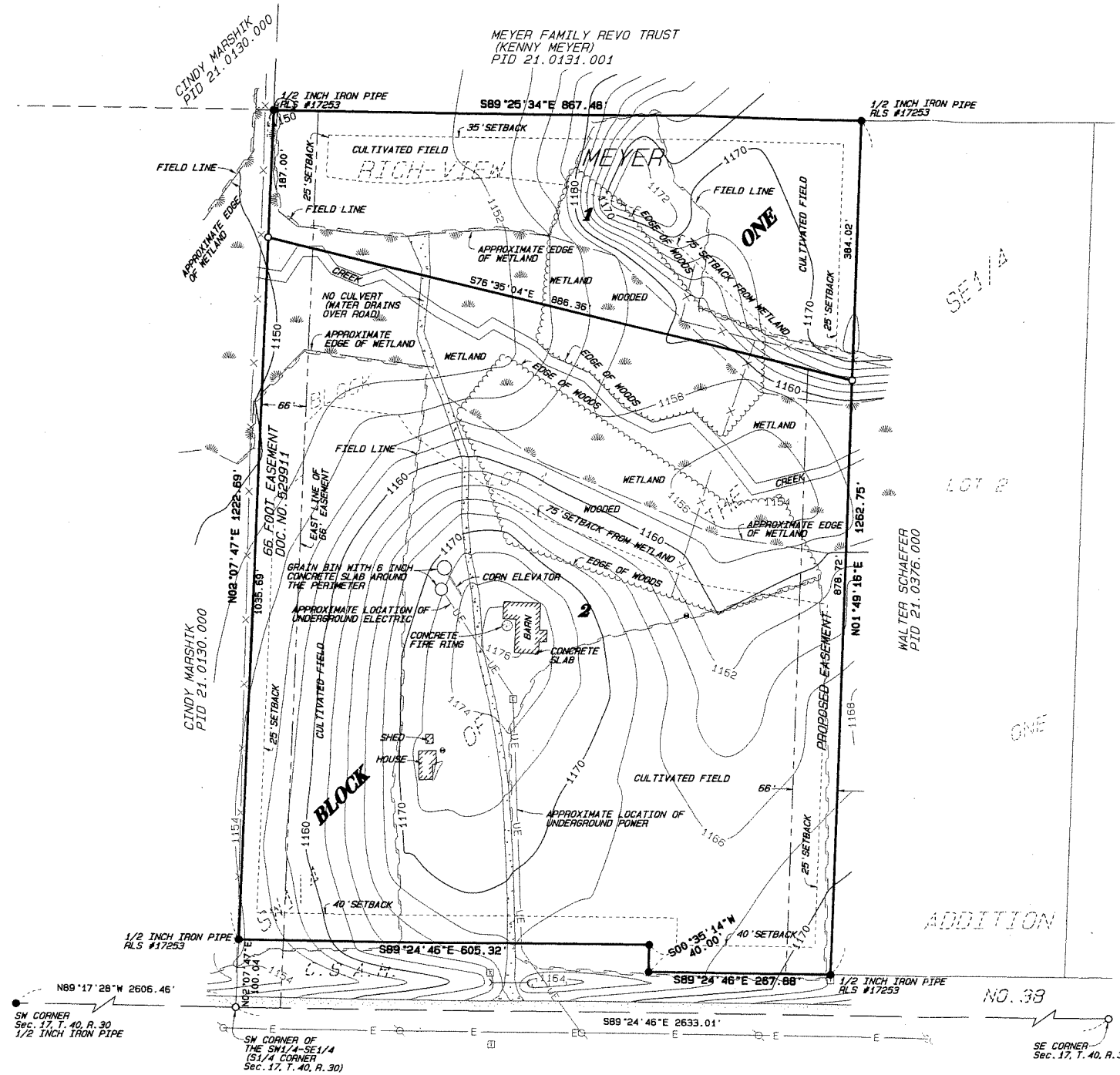
Attest:   
Morrison County Administrator

Date: 5/19/17



PRELIMINARY PLAT  
OF  
**MNM ADDITION**

**SECTION 17, TOWNSHIP 40, RANGE 30,  
MORRISON COUNTY, MINNESOTA**



OWNER/DEVELOPER: RICHARD BOSER  
13672 HIGHWAY 25  
PIERZ, MN 56364

CURRENT ZONING: AGRICULTURE (AG)

PLAT AREA:  
TOTAL: 24.68 ACRES  
LOT 1: 5.69 ACRES  
LOT 2: 18.99 ACRES

BUILDABLE LOT AREA:  
LOT 1: 2.9± ACRES  
LOT 2: 11.4± ACRES

UPLAND AREA:  
TOTAL: 19.5± ACRES  
LOT 1: 4.7± ACRES  
LOT 2: 14.8± ACRES

PROPERTY IS NOT CONTAINED WITHIN A FLOOD ZONE

WETLAND: WETLAND BOUNDARIES ARE APPROXIMATED BY THE SURVEYOR IN THE FIELD. WETLANDS WERE NOT DELINEATED BY A LICENSED WETLAND DELINEATOR.

PROPOSED LOT USE: AGRICULTURE (AG)

VERTICAL DATUM: NAVD 88

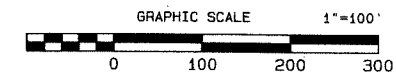
DATE OF FIELD SURVEY: 1/25/2017

LEGAL DESCRIPTION:

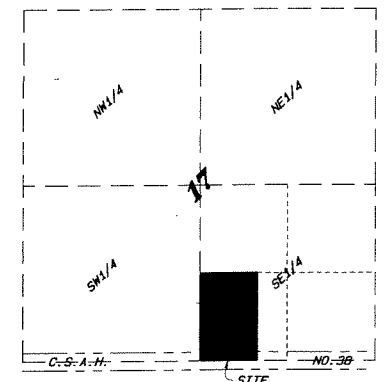
Lot 1, Block 1, Rich-View Addition, not record in the Office of the County Recorder in Morrison County, Minnesota.

PROPOSED EASEMENT LEGAL DESCRIPTION (TO BE RECORDED AFTER PLAT RECORDING):

A 66.00 foot wide easement for ingress and egress, over, under, and across the East 66.00 feet of Lot 2, Block 1, MNM ADDITION, of record in the Office of the County Recorder, Morrison County, Minnesota.



VICINITY MAP  
SECTION 17, TOWNSHIP 40, RANGE 30  
(NOT TO SCALE)



- FOUND IRON MONUMENT
- SET 1/2 INCH IRON PIPE CAPPED "FESTLER 22702"
- - - FENCE
- TELEPED
- TRANSFORMER BOX
- POWER POLE
- - - OVERHEAD POWER LINE
- - - UG POWER LINE
- ▨ WETLAND
- ▨ BITUMINOUS
- ▨ GRAVEL

FESTLER LAND SURVEYING  
16096 173RD STREET  
LITTLE FALLS, MN 56345  
(320)632-4396

*Kevin Festler*  
Kevin Festler  
22702  
Reg. No.

Rev. March 30, 2017  
March 9, 2017  
Date

2017-011  
Job No.

79  
Book No.

## ABSTRACT OF TAX ABATEMENTS

May 9, 2017

- 1. JOSEPH J PARKER, Parcel Number 16.0704.000, Little Falls Township**  
The homestead on this parcel was removed in error, so it should have been classified as Residential Homestead for taxes payable in 2017. Correcting the taxes payable in 2017, would decrease the taxes from \$702.00 to approximately \$460.00, a decrease of \$242.00. This will be corrected for the 2017 assessment, taxes payable 2018. **Amount of Credit: \$242.00. Recommend Approval.**

**Abstract of Tax Abatements (Continued)**

**Page 2**

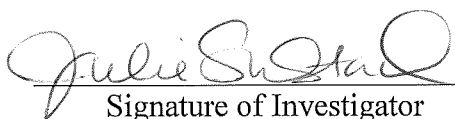
**May 9, 2017**

NOTE: Minnesota Statutes 1988, Section 609.41, "Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both"

Tax is Paid  
 Tax is Not Paid

**REPORT OF INVESTIGATION**

After examining the applicants' claims, I have carefully investigated these applications and find the facts as stated above.

  
\_\_\_\_\_  
Signature of Investigator

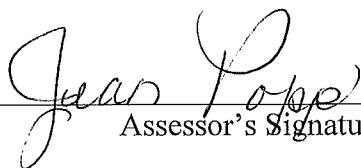
May 9, 2017  
Date

**CERTIFICATIONS OF APPROVAL**

NOTE: For these abatements to be approved, the assessor, county auditor and the county board of commissioners must all favorably recommend their adoption.

**ASSESSOR'S RECOMMENDATION** (County Assessor or City Assessor in certain cities)

Approved       Denied

  
\_\_\_\_\_  
Assessor's Signature

**COUNTY AUDITOR'S RECOMMENDATION**

Approved       Denied

  
\_\_\_\_\_  
Auditor's Signature

**Abstract of Tax Abatements (Continued)**

**Page 3**

**May 9, 2017**

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**COUNTY BOARD OF COMMISSIONER'S ACTION** (To be completed by county auditor)

XX Approved      \_\_\_\_\_ Denied

I certify that at a meeting held May 9, 2017 the County Board, took the above official action on these abatements. This action was duly adopted and entered upon the minutes of its proceedings as a public record, showing the names of taxpayers, other concerned persons and the amounts involved.

Debs Lawe      5/9/17  
Signature of County Auditor      Date

#2017-038

RESOLUTION APPROVING COUNTY SPONSORSHIP  
OF THE MORRISON COUNTY RECREATIONAL TRAILS ASSOCIATION  
2018

WHEREAS, the Morrison County Recreational Trails Association provide trails to meet Morrison County's recreation needs;

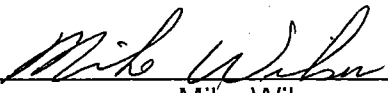
WHEREAS, the State of Minnesota offers funding of such trails through its GRANT-IN-AID TRAIL ASSISTANCE PROGRAM;

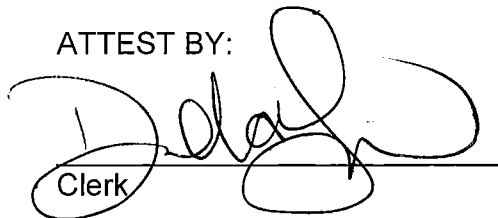
WHEREAS, the Morrison County Board of Commissioners acknowledges the sponsorship of this program as only a facilitator in providing state funds to local recreational trail associations;

WHEREAS, the Morrison County Auditor recommends approval of continued county sponsorship of the grant-in-aid trails;

BE IT THEREFORE RESOLVED THAT, the Morrison County Board of Commissioners approves the application and proposals of the Morrison County Recreational Trails Association and authorizes the County Auditor to act as fiscal agent and to sign all necessary forms and agreements to participate in the program for State Fiscal Year 2017.

PASSED by majority vote of the Morrison County Board of Commissioners on this 9 day of May, 2017.

  
\_\_\_\_\_  
Mike Wilson  
Chair  
Morrison County Board of Commissioners

ATTEST BY:  
  
\_\_\_\_\_  
Clerk

## COUNTY/CLUB TRAIL AGREEMENT

The Agreement is made the 9 day of May, 2017, between Morrison County, hereinafter referred to as the County, and the Morrison County Recreational Trails Association, hereinafter referred to as the Club.

Whereas, the County desires to establish recreational trails for the enjoyment of the public, and,

Whereas, the Club is a registered, nonprofit corporation, willing and able to help the County acquire, construct, and maintain such trails, and

Whereas, the State of Minnesota offers financial and technical assistance to the County for the construction of approved trails,

**NOW, THEREFORE, IT IS AGREED BETWEEN THE PARTIES AS FOLLOWS:**

1. The County shall apply to the State of Minnesota, Department of Natural Resources for financial and technical assistance in accordance with the laws, rules, and regulations governing such assistance.
2. The Club shall acquire the necessary interests in land, construct trails, provide adequate trail maintenance, keep the trails safe for public use, and provide trail modifications as may be required by the State of Minnesota. The Club is solely responsible for the aforementioned obligations, and the parties agree that the County shall have no responsibility, duty or liability for those obligations. Any "work" in connection with the trails shall be in accordance with the terms and conditions of the Agreement between the State of Minnesota and the County, and the terms and conditions of that Agreement are incorporated by reference into this County/Club Trail Agreement and any subsequent contracts between the County and the Club, or between the parties hereto and others.
3. The Club shall defend, indemnify, and hold the County harmless from any and all claims brought by anyone arising out of the subject trails, including, but not limited to, claims arising out of the creation, construction, operation, maintenance, supervision, inspection, or use of the trails.
4. The Club shall purchase and maintain liability insurance naming the county as an insured, or additional named insured, in an amount at least equal to the maximum liability limits set forth in Minn. Stat. 466.04, Subd.1, currently \$1,000,000 for any number of claims arising out of a single occurrence, and shall provide to the county on an annual basis, a Certificate of Insurance or other document demonstrating that such insurance is in effect.

5. The Club shall submit properly completed and executed Landowner Certification forms, Trail Completion Certification forms and Certification of Satisfactory Grooming forms to the County on a timely basis. The certifications must be accompanied by a signed affidavit and sufficiently detailed records to verify that the Club has met the significant benchmarks of "work" on the trails as set by the State. If the County is satisfied that the significant benchmarks of work have been met, it will submit a Request for Reimbursement to the Minnesota Department of Natural Resources. Money received from the State as the result of these requests for reimbursement will be disbursed to the Club.


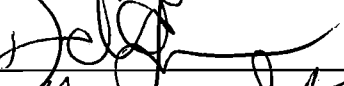


6. The Club shall maintain books, records, documents, and other evidence relevant to this grant and in such detail that will accurately reflect the benchmarks that have been reached in this program and that have received payment. The Club shall use generally accepted accounting principles and these records shall be retained for six years after this grant terminates. The State, the County its representative, or the legislative auditor shall have the right to examine this evidence and the Club shall make them available at all reasonable times during the retention period. Records shall be sufficient, as defined in the Manual to reflect significant costs incurred and volunteer donation of time, equipment, and/or materials in performance of this grant

7. The County shall not be liable for such costs incurred by the Club because State funds are depleted, reduced, or in any way modified. Costs incurred by the Club, which are not reimbursed by the State, shall be absorbed by the Club. In the event that a performance penalty is assessed against the County, by the State, such penalty will be passed through to the Club and shall be the Club's obligation until satisfied.

8. The Club will operate as an independent contractor, and neither the County nor the State of Minnesota shall have any responsibility or liability for worker's compensation, other employee benefits, or claims of negligence or other wrongdoing on the part of the Club brought by employees or third parties.

9. All trails built and/or maintained by the Morrison County Recreational Trails Association and its member organizations shall be the subject of this Agreement and shall hereinafter be called the Morrison County Recreational Trails.

10. This agreement shall continue for an indefinite period of time and until terminated by either party upon 30 days written notice.

County Board Chairperson		Date	<u>5-9-2017</u>
County Board Clerk		Date	<u>5/9/17</u>
Club President		Date	<u>4-10-17</u>
Club Secretary		Date	<u>4-11-17</u>